

URBAN/MUNICIPAL

CAY ON HBL A08

B91

1996

BY-LAWS OF THE  
COUNCIL OF THE  
CORPORATION OF THE  
CITY OF HAMILTON

96-001 ...







## BY-LAW NO. 96 .001

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

## THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

|            |      |                                  |           |
|------------|------|----------------------------------|-----------|
| "Mountwood | East | from 54 ft. south of Louisa to a | Anytime." |
|            |      | point 73 ft. southerly therefrom |           |

and by deleting therefrom the following item, namely:-

|            |       |                     |           |
|------------|-------|---------------------|-----------|
| "Beechwood | South | Gage to 47 ft. east | Anytime." |
|------------|-------|---------------------|-----------|

2. **Schedule 27 (Alternate Side Parking)** is hereby amended by adding thereto the following items, namely:-

|                                           |      |        |
|-------------------------------------------|------|--------|
| "Deschene Avenue North                    | West | East   |
| Hester Street to Washington Street        |      |        |
| Wavell Avenue                             |      |        |
| Inverness Avenue East to Churchill Avenue | East | West." |

3. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

|            |      |                                                                                                 |           |
|------------|------|-------------------------------------------------------------------------------------------------|-----------|
| "Leeming   | East | commencing at a point 67 feet south of Wright<br>and extending 22 feet southerly therefrom      | Anytime   |
| Adeline    | West | commencing at a point 50 feet south of Roxborough<br>and extending 20 feet southerly therefrom  | Anytime   |
| Adeline    | East | commencing at a point 29 feet south of Roxborough<br>and extending 22 feet southerly therefrom  | Anytime   |
| Gibson     | East | commencing at a point 291 feet north of Barton<br>and extending 22 feet northerly therefrom     | Anytime   |
| Strathcona | East | commencing at a point 283 feet south of King<br>and extending 20 feet southerly therefrom       | Anytime   |
| East 21st  | East | commencing at a point 238 feet south of Concession<br>and extending 22 feet southerly therefrom | Anytime." |

and by deleting therefrom the following item, namely:-

|       |       |                                                                                         |         |
|-------|-------|-----------------------------------------------------------------------------------------|---------|
| Peter | North | commencing at a point 231 feet west of Queen to<br>a point 27 feet westerly therefrom." | Anytime |
|-------|-------|-----------------------------------------------------------------------------------------|---------|





4. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following items, namely:-

|            |       |                     |      |             |           |
|------------|-------|---------------------|------|-------------|-----------|
| "West 34th | Both  | Leslie to Angela    | 1 hr | 8 am - 6 pm | Mon - Fri |
| Glenvale   | South | Cranbrook to Garth  | 1 hr | Anytime     | Mon - Sun |
| West 34th  | Both  | Bendamere to Leslie | 2 hr | 8 am - 4 pm | Mon - Fri |

and by deleting therefrom the following items, namely:-

|            |      |                             |      |             |           |
|------------|------|-----------------------------|------|-------------|-----------|
| "West 34th | East | Bendamere to 463 feet north | 2 hr | 8 am - 4 pm | Mon - Fri |
| West 34th  | West | Bendamere to 456 feet north | 2 hr | 8 am - 4 pm | Mon - Fri |

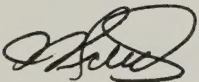
**PASSED** this

*30th*

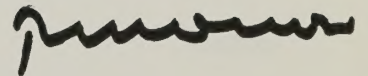
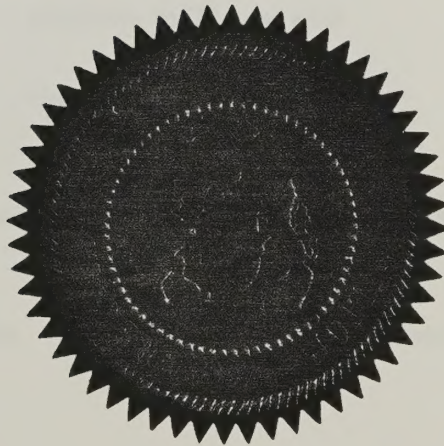
day of

*January*

A.D. 1996.



CITY CLERK



MAYOR







BY-LAW NO. 96 - 002

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|           |                           |           |
|-----------|---------------------------|-----------|
| "Jackson  | Eastbound and Westbound   | Catharine |
| Catharine | Southbound                | Jackson   |
| Moxley    | Northbound and Southbound | Carson."  |

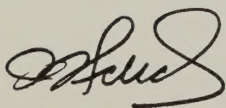
2. **Schedule 29 (No Stopping Areas)** is hereby amended by deleting therefrom the following items, namely:-

|             |       |                           |           |
|-------------|-------|---------------------------|-----------|
| "Crockett   | South | East 34th to 51 feet east | Anytime   |
| Vansitmart  | North | Harmony to 71 feet east   | Anytime   |
| *Vansitmart | North | Harmony to 71 feet west   | Anytime." |

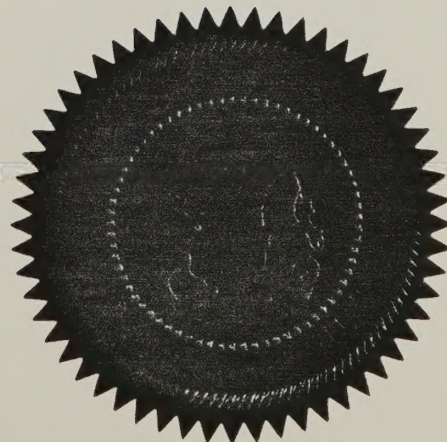
3. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by deleting therefrom the following item, namely:-

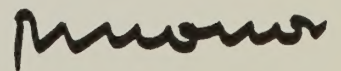
|           |      |         |                           |                                              |
|-----------|------|---------|---------------------------|----------------------------------------------|
| "Balmoral | East | 22 feet | 300 feet south of Cambell | 8:00 a.m. to 5:00 p.m.<br>Monday to Friday." |
|-----------|------|---------|---------------------------|----------------------------------------------|

PASSED this 30th day of January A.D. 1996.



CITY CLERK





MAYOR



For the purpose of this study, the following data was collected:

The data was collected from the following sources:

### 1. Data Collection

The data was collected from the following sources:

- 1. Data Collection
- 2. Data Collection
- 3. Data Collection
- 4. Data Collection

The data was collected from the following sources:

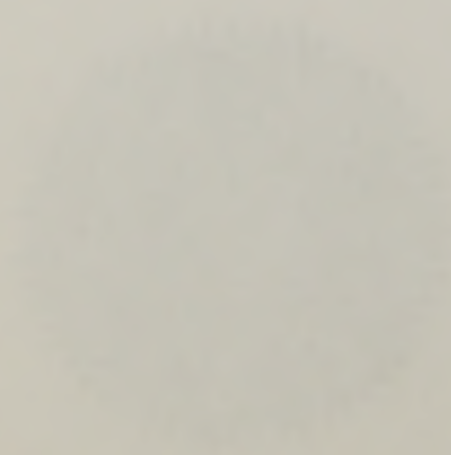
- 1. Data Collection
- 2. Data Collection
- 3. Data Collection
- 4. Data Collection

The data was collected from the following sources:

- 1. Data Collection
- 2. Data Collection
- 3. Data Collection
- 4. Data Collection

The data was collected from the following sources:

The data was collected from the following sources:





BY-LAW NO. 96 - 003

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

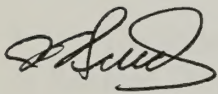
THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

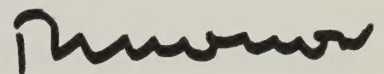
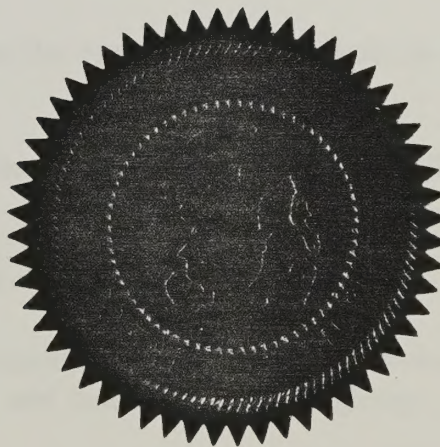
1. Schedule 31 (School Bus Loading Zones) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Walnut East 116 feet commencing 56 feet 7:00 a.m. - 6:00 p.m.  
north of Charlton Monday to Saturday."

PASSED this 30th day of January A.D. 1996.



CITY CLERK



MAYOR





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THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96- 004

TO INCORPORATE CITY LAND  
DESIGNATED AS PART 6, ON PLAN 62R-13594  
INTO REXFORD DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate a portion of the highway known as Rexford Drive within its limits, the land described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Rexford Drive.

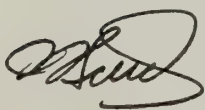
Part of Block BX, Plan M-177, designated as Part 6, on Plan 62R-13594.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

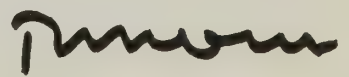
2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 30th day of January A.D. 1996



City Clerk



Mayor





The Corporation of the City of Hamilton

BY-LAW NO. 96- 005

To Amend

Cemeteries By-law No. 8861

Respecting:

**REVISED TARIFF OF CHARGES**

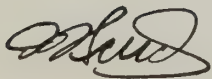
**WHEREAS** By-law No. 8861, passed on the 12th day of January 1960, in accordance with the Cemeteries Act, established a tariff of charges;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section No. 6 of the 20th Report of the Parks and Recreation Committee on November 28, 1995, directed that By-law No. 8861, as amended, be further amended to provide for an increase in the tariff of charges for 1996.

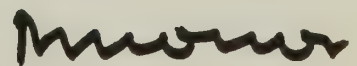
**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) By-law No. 8861, as amended by By-laws No. 74-303, 76-187, 76-337, 77-292, 78-276, 79-319, 80-229, 81-219, 83-42, 84-323, 84-268, 86-11, 87-22, 88-40, 88-274, 89-363, 90-16, 90-344, 92-185, By-law 93-019, By-law 93-245 and By-law No. 95-048 is further amended by deleting Schedule "B-1995" and substituting in lieu thereof Schedule "A-1996", hereto annexed and forming part of this by-law.
- (b) In all other respects, By-law No. 8861, as amended, is hereby confirmed unchanged.
2. The Manager of Cemeteries is hereby authorized and directed to make application to the Minister of Consumer and Commercial Relations, Cemeteries Branch, for approval of this By-law.

**PASSED** this                      30th                      day of                      January                      , 1996.



CITY CLERK



MAYOR





SCHEDULE "A-1996"

SCHEDULE OF USER FEES AND OTHER REVENUES

PUBLIC WORKS - CEMETERIES DIVISION

|                                                                | 1995                        |        |               |        | 1996                        |        |               |        | % Increase<br>Over 1995 |       |
|----------------------------------------------------------------|-----------------------------|--------|---------------|--------|-----------------------------|--------|---------------|--------|-------------------------|-------|
|                                                                | Resident & Realty Taxpayers |        | Non-Residents |        | Resident & Realty Taxpayers |        | Non-Residents |        |                         |       |
|                                                                | Cost                        | G.S.T. | Total         | Cost   | G.S.T.                      | Total  | Cost          | G.S.T. |                         | Total |
|                                                                |                             |        |               |        |                             |        |               |        |                         |       |
|                                                                |                             |        |               |        |                             |        |               |        |                         |       |
| <b>BURIALS AND REMOVALS</b>                                    |                             |        |               |        |                             |        |               |        |                         |       |
| <i>Opening and Closing</i>                                     |                             |        |               |        |                             |        |               |        |                         |       |
| - 6 ft. Adult                                                  | 471.00                      | 32.97  | 503.97        | 565.00 | 39.55                       | 604.55 | 495.00        | 34.65  | 529.65                  | 5%    |
| - 8 ft. Adult                                                  | 634.00                      | 44.38  | 678.38        | 734.00 | 51.38                       | 785.38 | 686.00        | 46.62  | 712.62                  | 5%    |
| - 6 ft. Child                                                  | 76.00                       | 5.32   | 81.32         | 92.00  | 6.44                        | 98.44  | 76.00         | 5.32   | 81.32                   | 0%    |
| - case up to 24"                                               | 153.00                      | 10.71  | 163.71        | 184.00 | 12.88                       | 196.88 | 161.00        | 11.27  | 172.27                  | 5%    |
| - case 25" to 42"                                              | 224.00                      | 15.68  | 239.68        | 269.00 | 18.83                       | 287.83 | 235.00        | 16.45  | 251.45                  | 5%    |
| - case 43" to 60"                                              | 291.00                      | 20.37  | 311.37        | 349.00 | 24.43                       | 373.43 | 306.00        | 21.42  | 327.42                  | 5%    |
| - case 61" to 72"                                              | 260.00                      | 18.20  | 278.20        | 312.00 | 21.84                       | 333.84 | 273.00        | 19.11  | 292.11                  | 5%    |
| - case up to 60"                                               | 311.00                      | 21.77  | 332.77        | 373.00 | 26.11                       | 399.11 | 327.00        | 22.89  | 349.89                  | 5%    |
| - case 61" to 72"                                              | 153.00                      | 10.71  | 163.71        | 184.00 | 12.88                       | 196.88 | 161.00        | 11.27  | 172.27                  | 5%    |
| - Cremation                                                    | 56.00                       | 3.92   | 59.92         | 67.00  | 4.69                        | 71.69  | 59.00         | 4.13   | 63.13                   | 5%    |
| - Cremorial                                                    | 100.00                      | 7.00   | 107.00        | 120.00 | 8.40                        | 128.40 | 110.00        | 7.70   | 117.70                  | 10%   |
| - Columbarium                                                  | 388.00                      | 27.16  | 415.16        | 465.00 | 32.55                       | 497.55 | 407.00        | 28.49  | 435.49                  | 5%    |
| - Mansion of Memories (Stoney Creek)                           |                             |        |               |        |                             |        |               |        |                         |       |
| <i>Lowering (Includes Opening, Removal, Lowering, Closing)</i> |                             |        |               |        |                             |        |               |        |                         |       |
| - Adult - 6 ft. to 8 ft. - shell                               | 1,820.00                    | 127.40 | 1,947.40      |        |                             |        | 1,911.00      | 133.77 | 2,044.77                | 5%    |
| - Adult - 6 ft. to 8 ft. - concrete vault/crypt                | 1,515.00                    | 106.05 | 1,621.05      |        |                             |        | 1,591.00      | 111.37 | 1,702.37                | 5%    |
| - Child - 6 ft. to 8 ft. - 5 to 10 years                       | 646.00                      | 45.22  | 691.22        |        |                             |        | 678.00        | 47.46  | 725.46                  | 5%    |
| - Child - 6 ft. to 8 ft. - under 5 years                       | 542.00                      | 37.94  | 579.94        |        |                             |        | 569.00        | 39.83  | 608.83                  | 5%    |
| <i>Removals</i>                                                |                             |        |               |        |                             |        |               |        |                         |       |
| - Adult - Shell                                                | 1,656.00                    | 115.92 | 1,771.92      |        |                             |        | 1,739.00      | 121.73 | 1,860.73                | 5%    |
| - Adult - Concrete vault or crypt                              | 1,352.00                    | 94.64  | 1,446.64      |        |                             |        | 1,420.00      | 99.40  | 1,519.40                | 5%    |
| - Child - Shell                                                | 572.00                      | 40.04  | 612.04        |        |                             |        | 601.00        | 42.07  | 643.07                  | 5%    |
| - Child - Concrete vault or crypt                              | 468.00                      | 32.76  | 500.76        |        |                             |        | 491.00        | 34.37  | 525.37                  | 5%    |
| - Cremation                                                    | 153.00                      | 10.71  | 163.71        |        |                             |        | 161.00        | 11.27  | 172.27                  | 5%    |





## SCHEDULE OF USER FEES AND OTHER REVENUES

**PUBLIC WORKS -- CEMETERIES DIVISION**

|                                                                       | 1995                        |        |          | 1998                        |        |          | % Increase<br>Over 1995 |
|-----------------------------------------------------------------------|-----------------------------|--------|----------|-----------------------------|--------|----------|-------------------------|
|                                                                       | Resident & Realty Taxpayers |        |          | Resident & Realty Taxpayers |        |          |                         |
|                                                                       | Cost                        | G.S.T. | Total    | Cost                        | G.S.T. | Total    |                         |
| <b>FOUNDATIONS AND MARKERS</b>                                        |                             |        |          |                             |        |          |                         |
| - Foundation - pouring per square inch of surface area (6 feet deep)  | 0.96                        | 0.07   | 1.03     | 1.17                        | 0.08   | 1.25     | 5%                      |
| <b>FOUNDATIONS AND MARKERS</b>                                        |                             |        |          |                             |        |          |                         |
| - 12" X 10" & Child's 18" X 14"                                       | 75.00                       | 5.25   | 80.25    | 90.00                       | 6.30   | 96.30    | 5%                      |
| - all other Flat Markers                                              | 114.00                      | 7.98   | 121.98   | 137.00                      | 9.59   | 146.59   | 5%                      |
| - Bronze Vase                                                         | 114.00                      | 7.98   | 121.98   | 137.00                      | 9.59   | 146.59   | 5%                      |
| - D.V.A. Upright                                                      | 96.00                       | 6.72   | 102.72   | 96.00                       | 6.72   | 102.72   | 5%                      |
| - D.V.A. Flat                                                         | 96.00                       | 6.72   | 102.72   | 96.00                       | 6.72   | 102.72   | 5%                      |
| <b>SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE</b>               |                             |        |          |                             |        |          |                         |
| - Adult Single Grave                                                  | 464.00                      | 32.48  | 496.48   | 573.00                      | 40.11  | 613.11   | 5%                      |
| - Preferred Single Grave                                              | 776.00                      | 54.32  | 830.32   | 959.00                      | 67.13  | 1,026.13 | 5%                      |
| - Child - single in a row - case up to 24"                            | 51.00                       | 3.57   | 54.57    | 61.00                       | 4.27   | 65.27    | 6%                      |
| - Child Single Grave - case 24" to 60"                                | 111.00                      | 7.77   | 118.77   | 145.00                      | 10.15  | 155.15   | 5%                      |
| - case 61" to 72"                                                     | 164.00                      | 11.48  | 175.48   | 197.00                      | 13.79  | 210.79   | 5%                      |
| - Urn Garden                                                          | 258.00                      | 18.06  | 276.06   | 314.00                      | 21.98  | 335.98   | 10%                     |
| - Veteran's Grave                                                     | 441.00                      | 30.87  | 471.87   |                             |        |          | 5%                      |
| - Two-Grave Lot                                                       | 1,780.00                    | 124.80 | 1,904.80 | 2,220.00                    | 155.40 | 2,375.40 | 10%                     |
| - Two-Grave Lot - Eastlawn                                            | 1,452.00                    | 101.64 | 1,553.64 | 1,815.00                    | 127.05 | 1,942.05 | 5%                      |
| - Three-Grave Lot - Woodland                                          | 2,658.00                    | 186.08 | 2,844.08 | 3,325.00                    | 232.75 | 3,557.75 | 5%                      |
| - Four-Grave Lot                                                      | 6,437.00                    | 450.59 | 6,887.59 | 8,042.00                    | 562.94 | 8,604.94 | 5%                      |
| - Woodland Section 15                                                 | 3,484.00                    | 243.88 | 3,727.88 | 4,431.00                    | 310.17 | 4,741.17 | 5%                      |
| - Eastlawn / Woodland                                                 | 3,274.00                    | 229.18 | 3,503.18 | 4,155.00                    | 290.85 | 4,445.85 | 5%                      |
| - Four-Grave Lot - Trinity                                            | 1,240.00                    | 86.80  | 1,326.80 | 1,363.00                    | 95.41  | 1,458.41 | 5%                      |
| - Mansion of Memories - Mausoleum crypt                               | 816.00                      | 57.12  | 873.12   | 979.00                      | 68.53  | 1,047.53 | 5%                      |
| - Columbarium                                                         | 969.00                      | 67.83  | 1,036.83 | 1,163.00                    | 81.41  | 1,244.41 | 5%                      |
| - Monument Columbarium                                                |                             |        |          | 832.00                      | 58.24  | 890.24   | N/A                     |
| - 40% of Grave and Lot sales goes into Care & Maintenance             |                             |        |          |                             |        |          |                         |
| - 20% of Mausoleum Crypt sales goes into Care & Maintenance           |                             |        |          |                             |        |          |                         |
| - 15% of Columbarium and Cremorial sales goes into Care & Maintenance |                             |        |          |                             |        |          |                         |





## SCHEDULE OF USER FEES AND OTHER REVENUES

**PUBLIC WORKS - CEMETERIES DIVISION**

|                                                                                      | 1995                        |        |               | 1996                        |        |               | % Increase<br>Over 1985 |
|--------------------------------------------------------------------------------------|-----------------------------|--------|---------------|-----------------------------|--------|---------------|-------------------------|
|                                                                                      | Resident & Realty Taxpayers |        | Non-Residents | Resident & Realty Taxpayers |        | Non-Residents |                         |
|                                                                                      | Cost                        | G.S.T. | Total         | Cost                        | G.S.T. | Total         |                         |
| <b>ADDITIONAL SERVICES</b>                                                           |                             |        |               |                             |        |               |                         |
| - Youth                                                                              | 308.00                      | 21.56  | 329.56        |                             |        |               | 0%                      |
| - Social Services                                                                    | 300.00                      | 21.00  | 321.00        |                             |        |               | 0%                      |
| - Intermediate                                                                       | 330.00                      | 23.10  | 353.10        |                             |        |               | 0%                      |
| - Oversize                                                                           | 350.00                      | 24.50  | 374.50        |                             |        |               | 0%                      |
|                                                                                      |                             |        |               |                             |        |               |                         |
| - Miscellaneous:                                                                     |                             |        |               |                             |        |               | 5%                      |
| - Tent in Cemetery                                                                   | 141.00                      | 9.87   | 150.87        | 148.00                      | 10.36  | 158.36        | 5%                      |
| - Rental of tent outside cemetery                                                    | 192.00                      | 13.44  | 205.44        | 202.00                      | 14.14  | 216.14        | 5%                      |
| - Transfer fee \$40 + G.S.T.                                                         | 41.00                       | 2.87   | 43.87         | 43.00                       | 3.01   | 46.01         | 5%                      |
| - Bronze Memorial Plaque for Columbarium Niche                                       | 287.00                      | 20.09  | 307.09        | 301.00                      | 21.07  | 322.07        | 5%                      |
| - Companion Vase on Columbarium Niche                                                | 56.00                       | 3.92   | 59.92         | 59.00                       | 4.13   | 63.13         | 5%                      |
| - Bronze Memorial Plaque for Cremorial                                               | 128.00                      | 8.96   | 136.96        | 134.00                      | 9.38   | 143.38        | 5%                      |
| - Supply, install and maintain flower bed to maximum three graves - per grave        | 102.00                      | 7.14   | 109.14        | 107.00                      | 7.49   | 114.49        | 5%                      |
| - Memorial Tree Planting, 12X10 stone, 6X8 Bronze Plaque 3 Lines                     | 357.00                      | 24.99  | 381.99        | 375.00                      | 26.25  | 401.25        | 5%                      |
| - Memorial Bench - 8X5 Bronze plaque - 3 lines                                       | 510.00                      | 35.70  | 545.70        | 536.00                      | 37.52  | 573.52        | 5%                      |
| - Flower Pot Hanger                                                                  | 15.00                       | 1.05   | 16.05         | 16.00                       | 1.12   | 17.12         | 5%                      |
| - Family Tree Research - \$2.00 per name                                             |                             |        |               |                             |        |               |                         |
| Note: Special Lettering which carries an extra charge will be added to plaque charge |                             |        |               |                             |        |               |                         |
| NOTE : PERSONNAL COLUMBARIUM AND MAUSOLEUM ARE AVAILABLE ON INDIVIDUAL BASIS         |                             |        |               |                             |        |               |                         |
|                                                                                      |                             |        |               |                             |        |               |                         |
| <b>CARE AND MAINTENANCE FUND</b>                                                     |                             |        |               |                             |        |               |                         |
| - markers and upright monuments:                                                     |                             |        |               | N/C                         |        |               | 0%                      |
| - any flat marker under 173 sq. in.                                                  | 50.00                       | 3.50   | 53.50         | 50.00                       | 3.50   | 53.50         | 0%                      |
| - any flat marker over 173 sq. in.                                                   | 100.00                      | 7.00   | 107.00        | 100.00                      | 7.00   | 107.00        | 0%                      |
| - any upright monument <= 4 ft. in length/height                                     | 200.00                      | 14.00  | 214.00        | 200.00                      | 14.00  | 214.00        | 0%                      |
| - any upright monument over > 4 ft. in length/height                                 |                             |        |               |                             |        |               |                         |

**Provincial Regulation – these funds are set and trusted**





# 1996 CEMETERY PRICE COMPARISON

|                                  | MEMORIAL GARDENS                                                                                 | OAKVILLE CEMETERIES                                     | GREENWOOD CEMETERY       | HAMILTON MUNICIPAL CEMETERIES |
|----------------------------------|--------------------------------------------------------------------------------------------------|---------------------------------------------------------|--------------------------|-------------------------------|
| TWO GRAVE MONUMENT SECTION       | N/A                                                                                              | \$2,376.00                                              | \$2,734.20               | \$1,958.00                    |
| SINGLE GRAVE FLAT MARKER SECTION | \$1,595.00 to \$3,000.00 (double depth grave)<br>\$895.00 to \$1,225.00 (single depth grave)     | \$858.00                                                | \$980.70 to \$1,098.30   | \$815.00                      |
| TWO GRAVE FLAT MARKER SECTION    | \$3,190.00 to \$6,000.00 (double depth graves)<br>\$1,790.00 to \$2,450.00 (single depth graves) | \$1,716.00                                              | \$1,961.40 to \$2,196.60 | \$1,958.00                    |
| URN GRAVES                       | \$595.00                                                                                         | \$409.00                                                | \$426.30 to \$478.80     | \$284.00                      |
| NICHES                           | \$1,600.00                                                                                       | \$1,000.00 to \$1,236.00                                | \$1,316.00               | \$1,017.00                    |
| GRAVE OPENINGS<br>6 FT.          | \$470.00                                                                                         | \$500.00 with container<br>\$954.00 without container   | \$559.14                 | \$495.00                      |
| 8 FT.                            | \$570.00                                                                                         | \$600.00 with container<br>\$1,054.00 without container | \$684.16                 | \$666.00                      |
| URN OPENINGS                     | \$150.00                                                                                         | \$135.00                                                | \$186.32                 | \$161.00                      |
| NICHE OPENING                    | \$150.00                                                                                         | \$135.00                                                | \$158.59                 | 110.00                        |
| MARKER INSTALLATION              | N/A                                                                                              | 67.00 to \$139.00                                       | \$86.83 to \$106.50      | \$79.00 to \$120.00           |





The Corporation of the City of Hamilton

BY-LAW NO. 96- 006

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 412 ABERDEEN AVENUE**

**WHEREAS** it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10.(1) of Zoning By-law No. 6593, the following shall be permitted:
  - (i) a retail book store carried on for remuneration entirely within the existing dwelling by an owner residing in the dwelling unit as their principal place of residence, subject to the following requirement:
    - (1) a retail book store shall be located only on the ground floor of the existing building, with a maximum floor area not to exceed 15% of the total habitable floor area of the dwelling unit; and,
  - (ii) one non-illuminated business identification sign that is a name plate or a ground sign, subject to the following requirements:
    - (1) the area of any sign shall not exceed 0.2 m<sup>2</sup>;
    - (2) a ground sign shall be located a minimum of 3.0 m from the front lot line and east side lot line; and,
    - (3) a ground sign shall have a maximum height of 1.0 m.





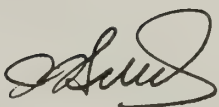
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1350.

4. Sheet No. W-14 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1350.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th day of January A.D. 1996



CITY CLERK



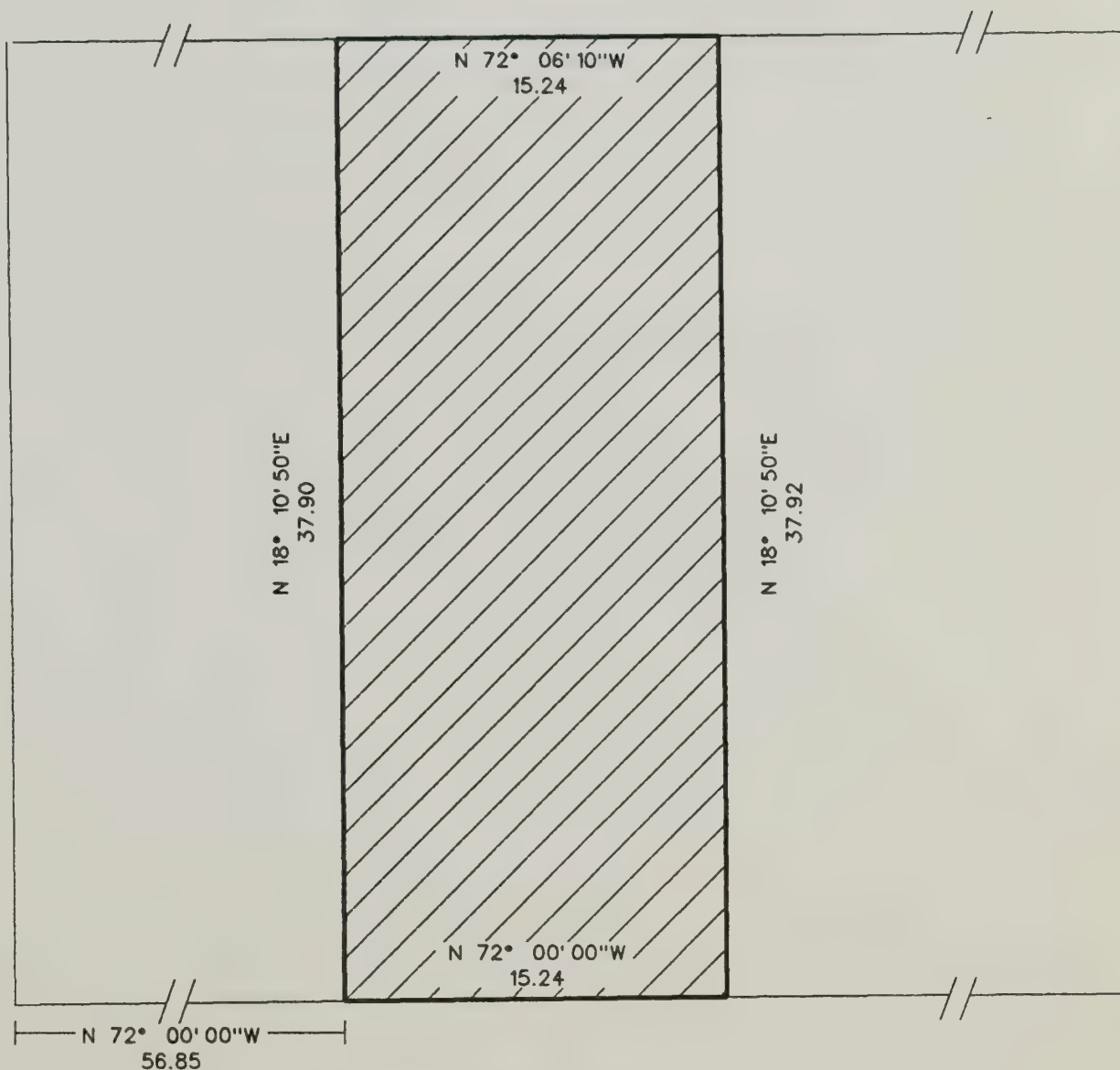

MAYOR

(1995) 21 R.P.D.C. 1, November 14  
 Whatmough Management Inc. (S. Whatmough), Owner  
 ZAR-95-26





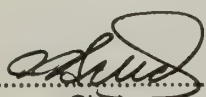
Dundurn Street South

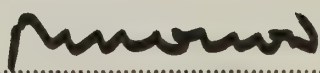


Aberdeen Avenue

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-.006.  
Passed the ...30th day of ...January....., 1996.

  
.....  
Clerk

  
.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-.006..  
to Amend By-Law No.6593

Planning and Development Department

### Legend



Lands to be regulated by  
By-Law No. 96-.006.....

North



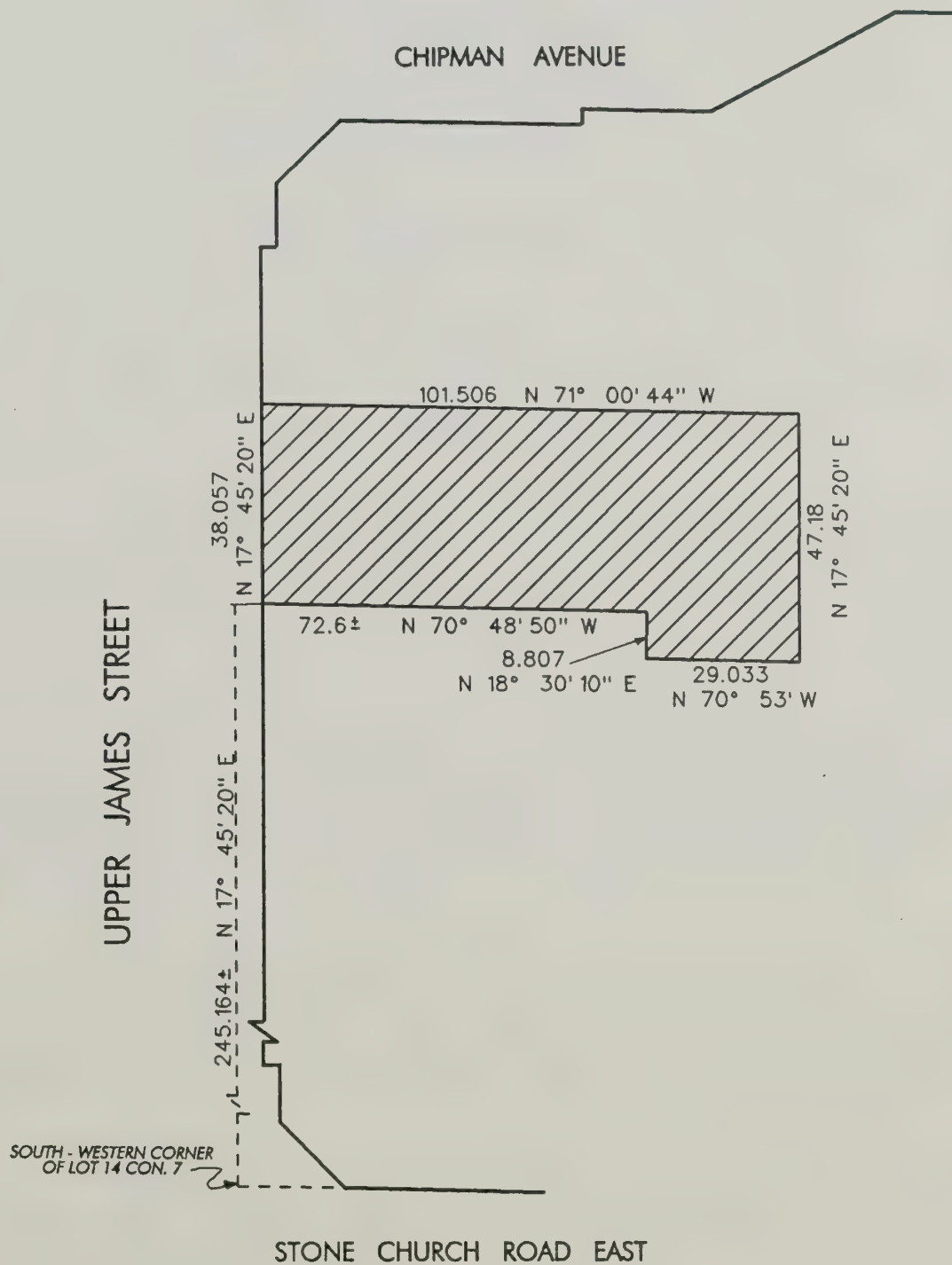
Scale  
Not to Scale

Date  
NOV 1995

Reference File No.  
ZAR-95-26

Drawn By  
D.L.





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 95-<sup>223</sup>  
 Passed the <sup>12th</sup> day of December, 1995.

*P. J. Hollonell*  
 Clerk

*[Signature]*  
 Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
 By-Law No. 95-<sup>223</sup>  
 to Amend By-Law No. 6593

Planning and Development Department

### Legend

Change in zoning from:



"CR-1" (Commercial-Residential) District,  
 Modified to "HH" (Restricted Community  
 Commercial and Shopping, etc.) District,  
 Modified.

North



Scale  
 Not to Scale

Date  
 OCTOBER 1995

Reference File No.  
 ZAC-95-23

Drawn By  
 R.L.





The Corporation of the City of Hamilton

BY-LAW NO. 96- 007

To Amend:

Zoning By-law No. 6593  
As Amended by Zoning By-law No. 93-143

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 29 SEVERN STREET**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 93-143 on the 29th day of June 1993 to establish special requirements under Section 19B of Zoning By-law No. 6593 for the "H" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 13 of the 22nd Report of the Planning and Development Committee at its meeting held on the 28th day of November 1995, recommended that Zoning By-law No. 6593, as amended by By-law No. 93-143 be further amended as hereinafter provided;

**AND WHEREAS** the Ontario Municipal Board in its Oral Decision delivered on the 23rd day of November, 1995, (File No. R930355), directed that By-law No. 93-143 be amended as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Paragraph (a) of Section 1 of By-law No. 93-143 is amended by deleting the word and number "five (5)" in the second line and substituting therefor "six (6)".

(b) Paragraph (h) of Section 1 of By-law No. 93-143 is deleted and substituted by the following paragraph:

"(h) a front yard of not less than 2.5 m. in depth shall be provided and maintained for the third storey of the building and 5.0 m. for any portion of the building over three (3) storeys in height, excluding encroachments, (ie dormers);"





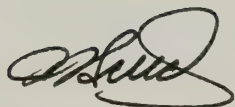
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1 of By-law No. 93-143 and in section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1310a.

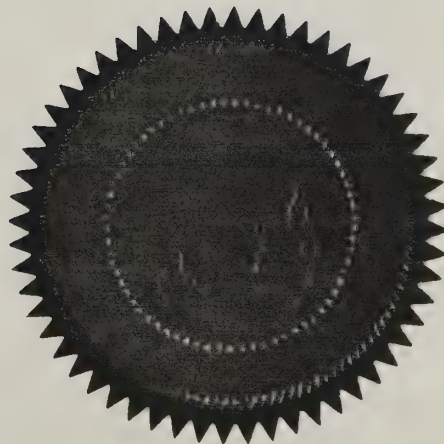
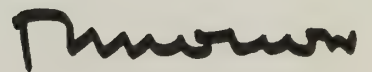
4. Sheet No. W-3 of the District Maps is amended by marking the lands referred to in section 1 of By-law No. 93-143, S-1310a.

5. In all other respects, By-law No. 93-143 is hereby confirmed, unchanged.

PASSED this 30th day of January A.D. 1996



CITY CLERK

MAYOR

(1993) 9 R.P.D.C. 10, May 11  
 (1995) 22 R.P.D.C. 13, November 28  
 Decision of the Ontario Municipal Board,  
 delivered on the 23rd day of November, 1995  
 Philip Viana, Owner  
 Amended ZA-91-59



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96. -008**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:





(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

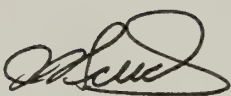
(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 30th day of January 1996 A.D.,



CITY CLERK



MAYOR





**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

|    |                                   |                          |
|----|-----------------------------------|--------------------------|
| A) | PROPERTY ADDRESS                  | 20 Beland S              |
|    | SERIAL NUMBER                     | 05 04110 6360            |
|    | BRIEF LEGAL DESCRIPTION           | Plan 556 Lot 65 to 66    |
|    | DATE OF REGISTRATION              | October 31, 1995         |
|    | INST # OF TAX ARREARS CERTIFICATE | VM220408                 |
|    | REDEMPTION DATE                   | October 31, 1996         |
|    | TOTAL ARREARS                     | \$10,421.68              |
| B) | PROPERTY ADDRESS                  | 27 William               |
|    | SERIAL NUMBER                     | 03 02180 3280            |
|    | BRIEF LEGAL DESCRIPTION           | Plan 3 Part Lot 42       |
|    | DATE OF REGISTRATION              | October 17, 1995         |
|    | INST # OF TAX ARREARS CERTIFICATE | VM219529                 |
|    | REDEMPTION DATE                   | October 17, 1996         |
|    | TOTAL ARREARS                     | \$8,199.97               |
| C) | PROPERTY ADDRESS                  | 80 Norway                |
|    | SERIAL NUMBER                     | 03 02520 6310            |
|    | BRIEF LEGAL DESCRIPTION           | Reg Comp Plan 1494 Lot 6 |
|    | DATE OF REGISTRATION              | December 4, 1995         |
|    | INST # OF TAX ARREARS CERTIFICATE | VM222475                 |
|    | REDEMPTION DATE                   | December 4, 1996         |
|    | TOTAL ARREARS                     | \$5,108.83               |



The Corporation of the City of Hamilton

BY-LAW NO. 96- 009

**To Authorize the Temporary Borrowing of Monies to Meet Current  
Expenditures Pending Receipt of Current Revenues.**

**WHEREAS** section 187(1) of the Municipal Act, R.S.O. 1990, as amended, provides as follows:

"A council may by by-law either before or after the passing of the by-law for imposing the rates for the current year authorize the head and treasurer to borrow from time to time by way of promissory note or banker's acceptance such sums as the council considers necessary to meet, until the taxes are collected and other revenues are received, the current expenditures of the corporation for the year, including the amounts required for sinking funds,, principal and interest falling due within the year upon any debt of the corporation, school purposes, special rates purposes, and for any board, commission or body and other purposes for which the corporation is required by law to provide";

**AND WHEREAS** Section 187(2) of the said Act, as amended by the Municipal Statute Law Amendment Act, S.O. 1992, c. 15 provides as follows:

"The amount that may be borrowed at any one time for the purposes mentioned in subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year";

**AND WHEREAS** the Council of the Corporation of the City of Hamilton (hereinafter called the "Municipality") in adopting Item of the Report of the Finance and Administration Committee on 30th January 1996 authorized the temporary borrowing of monies to meet current budget expenditures for the year 1996 pending receipt of current revenues;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton hereby enacts as follows:

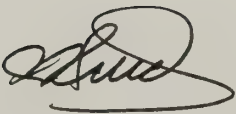
1. (1) The Mayor and Treasurer are hereby authorized on behalf of the Corporation of the City of Hamilton to borrow from time to time by way of promissory note from the **CANADIAN IMPERIAL BANK OF COMMERCE** a sum or sums of monies not exceeding at any one time the amounts specified in subsection (2) to pay off temporary bank overdrafts for the current expenditures of the Corporation for the year 1996 and to give to the Bank on behalf of the Corporation a promissory note or notes, sealed with the Corporate Seal and signed by the Mayor and Treasurer, for the monies so borrowed, together with interest at such rate as may be agreed upon from time to time with the Bank.
- (2) The amount of monies that may be borrowed at any one time for the purposes of subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year.





2. (1) Until estimates of revenue of the Corporation for the 1996 year are adopted, borrowing shall be limited to the estimated revenues of the Corporation as set forth in estimates adopted for the next preceding year.  
  
(2) The total estimated revenues of the Corporation, including the amounts levied for Region and Education purposes, adopted for the year 1995 are Five Hundred and Sixteen Million, Four Hundred and Twenty Eight Thousand and Eight Hundred and Fifty Dollars (\$516,428,850.00).
3. All sums borrowed pursuant to the authority of this by-law, together with any and all similar borrowings in the current year and in previous years that have not been repaid shall, together with interest thereon, be a charge upon the whole of the revenues of the Corporation for the current year and for all preceding years, as and when such revenues are collected or received.
4. The Treasurer shall, and is hereby authorized and directed to, apply in payment of all sums borrowed pursuant to this by-law, together with interest thereon, all of the monies thereafter collected or received for the current and preceding years, either on account or realized in respect of taxes levied for the current year and preceding years or from any other sources which may lawfully be applied for such purpose.
5. By-law 95-035 is repealed.
6. This by-law shall come into force and effect on the 1st day of January, 1996, and shall remain in force and effect until December 31, 1996.

PASSED this                      30th                      day of                      January                      A.D., 1996.



CITY CLERK



MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 010

**An Acting Treasurer**

**WHEREAS** Subsection 77(3) of the Municipal Act, R.S.O. 1990, Chapter M.45 provides as follows:

"77(3) When the office of Treasurer is vacant or the Treasurer is unable to carry on his or her duties through illness or otherwise, the Council may appoint a temporary Acting Treasurer who shall have all the powers and duties of the Treasurer under this and every other Act.;

**AND WHEREAS** it is intended to provide for the continuance of the normal operations of the Treasury Department and duties of the Treasurer during the absence of the Treasurer through illness or otherwise, including vacation;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. Either Terrance W. Daw, Nikhil R. Adhya or Cecil Mascarenhas is appointed Acting Treasurer and shall assume the duties and responsibilities during the absence of the Treasurer through illness or otherwise, including vacation.
2. By-law 94-085 in hereby repealed.

**PASSED** this                      30th                      day of                      January                      A.D., 1996.



**CITY CLERK**



**MAYOR**



The Corporation of the City of Hamilton

BY-LAW NO. 96- 011

To Amend By-law 93-069

Respecting:

**ZONING VERIFICATION CERTIFICATES**

**WHEREAS** various businesses are licensed through By-law 93-069;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 18 of the 29th Report of the Finance and Administration Committee, at its meeting held on the 12th day of December, 1995, directed that the by-law be further amended to require certain new licence applicants to first submit a plot plan and obtain a zoning verification certificate for the business to be operated;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Licensing By-law No. 93-069 as amended, be further amended by adding section 3a immediately after section 3 as follows:

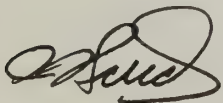
"3a. (1) In this section, "licence" means a licence for a business of the following classes, which is not a renewal or transfer of a current and valid licence under this by-law: a lunch counter, take out restaurant, or restaurant under Schedule 8, a public hall, bingo hall, roller skating rink, billiard parlour or pool room under Schedule 15, a lodging house or second level lodging house under Schedule 28, any class of garage under Schedule 32, or a flea market under Schedule 43.

(2) Every person seeking a licence shall, for the proposed business, submit a plot plan in a form satisfactory to the Building Commissioner or his or her delegate, along with the fees and documents required for a zoning verification certificate, and submit the zoning verification certificate obtained with the licence application at the time of making the application.

(3) Where a person submits a licence application and fails to comply with (2), unless the applicant withdraws the application, the Licence Administrator shall schedule hearing before the Licence Committee seeking denial of the licence for the reason of an incomplete application, and the Licence Committee shall recommend denial of the licence unless the applicant has complied with the requirements of (2)."

2. In all other respects By-law 93-069 as amended is hereby confirmed without change.

**PASSED** this 30th day of January A.D. 1996.



CITY CLERK



MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 012

To Amend By-law 80-259

Respecting:

**INSPECTIONS BY THE MEDICAL OFFICER OF HEALTH**

**WHEREAS** second level lodging houses are regulated under By-law 80-259;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 19 of the 29th Report of the Finance and Administration Committee, at its meeting held on the 12th day of December, 1995, directed that the by-law be further amended to provide for inspections and reports by the medical officer of health when reasonably necessary, as opposed to monthly;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-259 as amended, be further amended by repealing and replacing section 46 with the following:

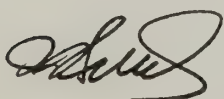
"46. (1) The licensee of a House shall allow the Medical Officer of Health, as often as he or she deems reasonably necessary, to:

- (a) make reasonable inspections of each House and its operation pertaining to compliance with health or safety matters under the by-law, or for compliance with other laws under the jurisdiction of the Medical Officer of Health; and
- (b) to file reports on the inspections and operation of each House with the Licensing Committee, which may include recommendations or details relating to compliance with this by-law or other law.

(2) An applicant for a licence under this by-law shall permit the inspection or inspections and reports referred to in (1), for each House for which a licence is applied for, as a condition of licensing."

3. In all other respects By-law 80-259 as amended, is hereby confirmed without change.

**PASSED** this 30th day of January A.D. 1996.



CITY CLERK



MAYOR







BY-LAW NO. 96 - 013

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF JANUARY A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

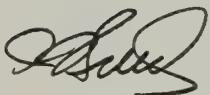
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

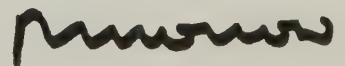
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            30th                            day of        January                            A.D. 1996



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

By-law No. 96-014

To Amend By-law No. 94-137  
and to Repeal By-law No. 95-204

**TO CLOSE A PORTION OF MEAD AVENUE FOR A TEMPORARY PERIOD**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of the Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, to establish and layout, widen, alter, diver, stop-up, lease, closed or sell any highway or part of a highway;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 6 of the 9th Report of the Transport and Environment Committee on June 28, 1994, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to close for a one year period a portion of Mead Avenue as described therein for the purpose of erecting thereon a vehicular barrier to prohibit vehicular through traffic during the one year period;

**AND WHEREAS** By-law No. 94-137 was enacted on August 30, 1994 to authorize the said temporary closing of a six foot wide portion of Mead Avenue to vehicular through traffic for one year from September 15, 1994, being the date of registration of the said by-law;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 19 of the 12th Report of the Transport and Environment Committee on October 10, 1995, authorized that By-law No. 94-137 be amended to allow for a two month extension to the one year trial closure of a portion of Mead Avenue as described therein;

**AND WHEREAS** By-law No. 95-204 was enacted on November 14, 1995 to authorize the said temporary closing of a portion of Mead Avenue to vehicular through traffic for fourteen months from September 15, 1994, being the date of registration of the said By-law No. 94-137;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 27 of the 1st Report of the Transport and Environment Committee on January 30, 1996, authorized that By-law No. 94-137, as amended, be further amended as hereinafter provided;

**AND WHEREAS** it is now intended to extend the trial period of the said temporary highway closure;

**AND WHEREAS** it is expedient to repeal By-law No. 95-204 as it is no longer necessary.





**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 95-204 is hereby repealed in its entirety.
2. Paragraph one of section one of By-law No. 94-137 is hereby amended by deleting the phrase, "for a period of one year commencing on September 15, 1994 or the date of registration of this bylaw on title to Mead Avenue, whichever is later" and substituting therefor the following phrase:  
  
"for a period commencing on September 15, 1994 and extending until March 31, 1996."
3. By-law No. 94-137, save as herein amended, is hereby confirmed.

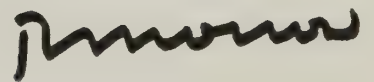
**PASSED** this *13th* day of

*February*

A.D. 1996.



**CITY CLERK**



**MAYOR**





BY-LAW NO. 96-015

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 28 (Taxi Stands)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"East 26th      East      80 feet      207 feet north of Queensdale      7:00 am - 6:00 pm  
Monday to Friday."

2. **Schedule 23 (Hamilton Street Railway Bus Stops)** is hereby amended by deleting from the **OUTBOUND** Column the following item, namely:-

"Beaverton (N/S) 100 feet west of the centre line of Upper Sherman (M/B)."

and by deleting from the **INBOUND** Column the following item, namely:-

"Acadia (S/S) 92 feet west of the centre line of Upper Sherman (M/B)."

3. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"Dover      South      122 feet      commencing at a point 54 feet west of Greenford      7:00 a.m. - 6:00 p.m.  
Monday to Saturday

Wildewood      North      201 feet      commencing at a point 65 feet east of Brentwood      7:00 a.m. - 6:00 p.m.  
Monday to Saturday."

and by deleting therefrom the following items, namely:-

"Owen Place      North      117 feet      commencing at point 75 feet west of Greenford      7:00 a.m. - 6:00 p.m.  
Monday to Saturday

Dover      South      commencing at a point 94 feet west of Greenford to a point 40 feet westerly therefrom      7:00 a.m. - 6:00 p.m.  
Monday to Saturday

Wildewood      North      165 feet      commencing at a point 101 feet east of Brentwood      7:00 a.m. - 6:00 p.m.  
Monday to Saturday."





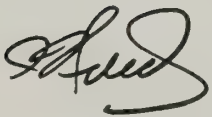
4. **Schedule 10 (Stops At Intersections)** is hereby amended by adding thereto the following items, namely:-

|       |                         |          |
|-------|-------------------------|----------|
| "Gary | Westbound               | Dalewood |
| Glow  | Eastbound and Westbound | Knox."   |

5. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following item, namely:-

|           |       |                               |           |
|-----------|-------|-------------------------------|-----------|
| "Wildwood | North | Brentwood to 65 feet easterly | Anytime." |
|-----------|-------|-------------------------------|-----------|

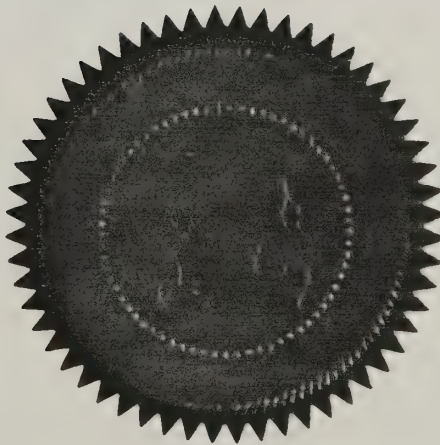
**PASSED** this *13th* day of *February* A.D. 1996.



CITY CLERK



MAYOR





## BY-LAW NO. 96-016

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

## THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|           |       |                                                                                                         |                                                  |
|-----------|-------|---------------------------------------------------------------------------------------------------------|--------------------------------------------------|
| "Picton   | North | commencing at a point 115 feet east of Mary and extending to a point 25 feet easterly therefrom         | Anytime                                          |
| Fairfield | West  | commencing at a point 243 feet south of Vansitmart and extending to a point 21 feet southerly therefrom | Anytime                                          |
| Stirton   | West  | commencing at a point 36 feet north of Cannon and extending to a point 18 feet northerly therefrom      | Anytime                                          |
| Macauley  | South | commencing at a point 269 feet west of MacNab and extending to a point 16 feet westerly therefrom       | Anytime                                          |
| Norway    | West  | Maplewood to the south property line of number 54 Norway                                                | 8:00 a.m.-<br>5:00 p.m.<br>Monday<br>to Friday." |

and by deleting therefrom the following item, namely:-

|         |      |                                                          |           |
|---------|------|----------------------------------------------------------|-----------|
| "Norway | West | Maplewood to the south property line of number 54 Norway | Anytime." |
|---------|------|----------------------------------------------------------|-----------|

2. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

|           |              |                                                                                |           |
|-----------|--------------|--------------------------------------------------------------------------------|-----------|
| "Summit   | West         | Concession to 154 feet northerly                                               | Anytime   |
| Champlain | West & North | Greenford to Catalina                                                          | Anytime   |
| Champlain | East         | from the extended curb line of Catalina to a point 96 feet northerly therefrom | Anytime   |
| Champlain | South & East | from a point 191 feet north of the extended curb line of Catalina to Greenford | Anytime." |





and by deleting therefrom the following items, namely:-

|           |              |                             |           |
|-----------|--------------|-----------------------------|-----------|
| "Summit   | West         | Concession to 128 ft. north | Anytime   |
| Champlain | South & East | Greenford to Catalina       | Anytime   |
| Champlain | Both         | Catalina to Greenford       | Anytime." |

3. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following items, namely:-

"Annapolis Both Acadia to Beaverton 1 hr 8 am - 4 pm Mon - Fri."

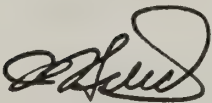
4. **Schedule 9 (Through Highways)** is hereby amended by deleting therefrom the following item, namely:-

"Stuart Street, from the westerly limit of Bay Street to Queen Street."

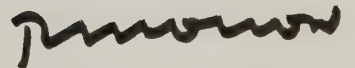
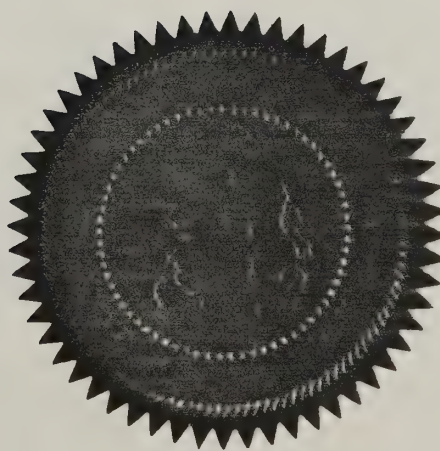
PASSED this

day of

A.D. 1996.



CITY CLERK



MAYOR



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 96-017**

**To Amend By-Law No. 95-155**

**Respecting:**

The construction of Local Improvements as a City initiative (without petition) under Section 12 of the Local Improvement Act, comprised of independent concrete sidewalks on the south side of Rymal Road East from Upper James Street to Springside Drive, as described therein;

**WHEREAS** By-Law No. 95-155 was passed on the 29th day of August, 1995 to authorize the construction as local improvements, (without petition) on the initiative of the City the above mentioned works;

**AND WHEREAS** subsequently on October 10, 1995 the City of Hamilton did authorize an increase in the City's share of the cost of the works, (Item 20, 12th Report, Transport & Environment Committee and Item 4, 24th Report, Finance & Administration Committee);

**AND WHEREAS** it is intended hereby to amend the said By-law to authorize and record the said increase in the City's share of the costs of the works;

**AND WHEREAS** Ontario Regulation 710/92 (in force as of January 1, 1993) pursuant to the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require approval of the Ontario Municipal Board;

**AND WHEREAS** the City Treasurer has confirmed that the financial commitments, liabilities and debts with respect to the costs of the project listed and provided for herein together with the City of Hamilton's other financial obligations and debts do not exceed the City's debt and financial obligation limit prescribed by Ontario Regulation 710/92 and that therefore the approval of the Ontario Municipal Board to this by-law is not required;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-Law No. 95-155 is hereby amended by:
  - (a) deleting paragraph one thereof and replacing it with the following revised paragraph one:
    1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this By-Law, may be proceeded with under the Local Improvement Act, at an estimated cost not to exceed \$104,800.
  - (b) deleting Schedule "A" thereof and replacing it with the following revised Schedule "A":





SCHEDULE "A"

Construction of an independent concrete sidewalk  
on the south side of Rymal Road East from Upper James Street to Springside  
Drive at an estimated cost, not exceeding the following:

|                        |                     |
|------------------------|---------------------|
| City's Share           | \$ 54,133.30        |
| Abutting Owners' Share | <u>\$ 50,666.70</u> |
| TOTAL ESTIMATED COST   | \$104,800.00        |

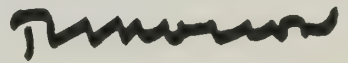
|                                                                                                           |           |
|-----------------------------------------------------------------------------------------------------------|-----------|
| Estimated Cost per metre frontage<br>payable by the abutting owners in<br>Fifteen (15) annual instalments | \$ 115.00 |
|-----------------------------------------------------------------------------------------------------------|-----------|

2 By-Law No. 95-155, save as amended herein, is hereby confirmed.

PASSED this 13th day of February A.D. 1996.



CITY CLERK



MAYOR

(1995) 12 R.T.E.C. 20, October 10  
(1995) 24 R.F.A.C. 4, October 10



The Corporation of the City of Hamilton

BY-LAW NO. 96- 018

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 1270 UPPER JAMES STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-5 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the lands in Blocks 1, 2 and 3, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14A.(1) of Zoning By-law No. 6593, auto body and fender repair in conjunction with automobile sales and/or rental shall be permitted;
- (b) notwithstanding Section 14A.(3) of Zoning By-law No. 6593, no building or structure, except a fence, shall be permitted within 12.0 m of the westerly lot line of Block "1" and within 30.0 m of the northerly lot line of Block "1";





- (c) notwithstanding Section 18(3)(ivc)(b) of Zoning By-law No. 6593, a landscape planting strip having a minimum width of 6.0 m shall be provided and maintained along the westerly limits of Blocks "1" and "2";
- (d) a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the westerly limits of Blocks "1" and "2";
- (e) a minimum 6.0 m wide planting strip shall be provided and maintained along the easterly boundary of Block "3", except for any area used for driveway access; and
- (f) a minimum 3.0 m wide planting strip shall be provided and maintained along the northerly boundary of Blocks "1" and "3", except for any area used for driveway access.

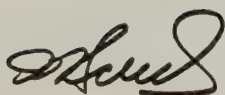
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1351.

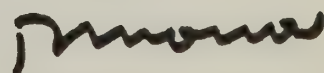
5. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1351.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 13th day of February A.D. 1996



CITY CLERK

MAYOR

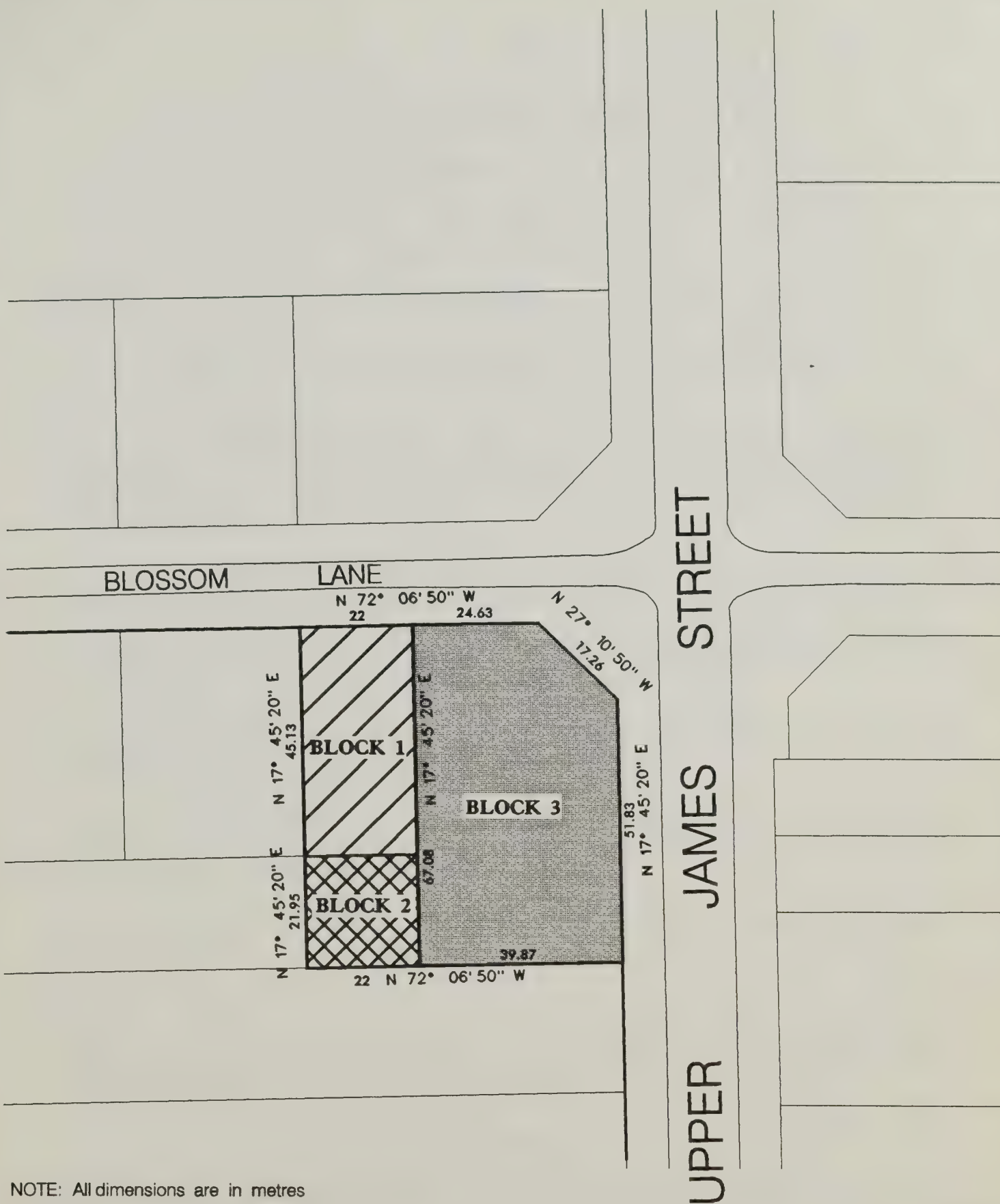
(1995) 23 R.P.D.C. 5, December 12

Edward Richter, Owner

Amended ZAC-95-25

Page 2 By-law 96-018





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-018  
 Passed the 13th day of February, 1996.

*[Signature]*  
 Clerk

*[Signature]*  
 Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of  
 By-Law No. 96-018  
 to Amend By-Law No. 6593

Planning and Development Department

## Legend

Change in zoning from:



BLK 1

"C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District



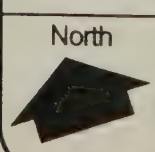
BLK 2

"AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District



BLK 3

Modification to the established "HH" (Restricted Community Shopping and Commercial) District.



North

Scale  
 NOT TO SCALE

Date  
 February 1996

Reference File No.  
 ZAC-95-25

Drawn By  
 William Braithwaite





The Corporation of the City of Hamilton

BY-LAW NO. 96- 019

To Amend:  
By-law No. No. 87-178

Respecting:

**THE BARTON EAST #1 BUSINESS IMPROVEMENT AREA**

**WHEREAS** By-law No. 87-178, passed on the 23rd day of June 1987, designated and described the improvement area referred to therein as the "Barton East #1 Business Improvement Area", in accordance with subsections 217(1) of the Municipal Act, R.S.O. 1980, Chapter 302;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Section 6 of the 22nd Report of the Planning and Development Committee on the 28th day of November 1995, directed that the Barton General Business Improvement Area boundaries be expanded in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

**AND WHEREAS** the Barton East #1 Business Improvement Area is commonly referred to as the Barton General Business Improvement Area;

**AND WHEREAS** the Notice of Intent to expand the existing boundaries of the Business Improvement Area has been circularized to the Business Improvement Area membership and the proposed expansion area.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 87-178 is amended by expanding the boundaries, as described in Schedule "A" hereto annexed and as shown on a plan hereto annexed as Schedule "B", each forming part of this by-law, to include the following:

486 Barton Street East

2. In all other respects, By-law No. 87-178 is hereby confirmed, unchanged.
3. This by-law comes into effect on the 1st day of January, 1997.

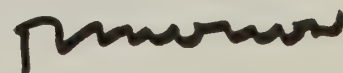
PASSED this 13<sup>th</sup> day of

February

A.D. 1996



CITY CLERK



MAYOR



**SCHEDULE "A"**  
**Description of Barton East #1**  
**Business Improvement Area**

The land located in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, described as follows;

Commencing at the intersection of the northern limit of Barton Street and the western limit of Wellington Street.

Thence northerly along the said western limit of Wellington Street to its intersection with the westerly production of the southern limit of Copeland Avenue as closed by City of Hamilton By-Law 71-101 and 738, registered as Instrument 201532 AB and 84 By-Law, respectively.

Thence to and along the said southern limits of the said Copeland Avenue as closed and its easterly production to a point in the eastern limit of Victoria Avenue.

Thence southerly along the said eastern limit of Victoria Avenue to the north west corner of Lot 2, Registered Plan 33.

Thence easterly along the northern limit of the said Lot 2 and its easterly production to its intersection with the western limit of Lot 29, Registered Plan 33.

Thence southerly along the western limit of said Lot 29 to a point distant eighty point two five feet (80.25') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the eastern limit of East Avenue.

Thence southerly along the eastern limit of East Avenue to a point distant fifty five feet (55.0') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to its intersection with the western limit of Lot 59, Registered Plan 33.

Thence northerly along the western limit of said Lot 59 to the north west corner thereof.

Thence easterly along the northern limit of said Lot 59 and its easterly production to a point in the eastern limit of Emerald Street, being the western limit of Lot 1, Registered Plan 133.

Thence southerly along the eastern limit of Emerald Street to a point distant ninety feet (90.0') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to a point in the western limit of Lot 4, Registered Plan 133.

Thence northerly along the said western limit of Lot 4 to the north west corner thereof.

Thence easterly along the northern limits of Lot 4, 5 and 6, Registered Plan 133 and the easterly production to its intersection with the eastern limit of Oak Avenue, being the western limit of Lot 1, Registered Plan 260.

Thence northerly along the said western limit of Lot 1 to the north west corner thereof.

Thence easterly along the northern limits of Lots 1, 2, 3, 4, 5 and 6, Registered Plan 260 and the easterly production to a point in the eastern limit of St. Mathews Avenue, being the eastern limit of the said Registered Plan 260.





Thence southerly along the east limit of St. Mathews Avenue to a point distant eighty nine point one seven feet (89.17') north of the north limit of Barton Street, being the north west corner of Part 3, Plan 62R-2137.

Thence easterly along the north limit of Parts 3 and 2, Plan 62R-2137 and its easterly production to its intersection with the southerly production of the west limit of an alley running parallel with and east of St. Mathews Avenue.

Thence northerly along said production of the west limit of the said alley four point nine two feet (4.92') more or less to the south limit of an alley.

Thence easterly along the south limit of the alley to a point in the western limit of Cheever Street, being the north east corner of Lot 38, Registered Plan 154.

Thence north easterly to a point in the eastern limit of Cheever Street, being the south west corner of the public alley assumed by City of Hamilton By-Law 3504.

Thence easterly along the south limit of the said public alley and its easterly production to a point in the western limit of Lot 39, Registered Plan 3.

Thence southerly along the western limit of the said Lot 39 to the south west corner thereof.

Thence easterly along the south limit of said Lot 39 and its easterly production to a point in the eastern limit of William Street.

Thence southerly along the eastern limit of William Street to a point distant fifty two point nine two feet (52.92') north of the north limit of Barton Street.

Thence easterly parallel with the north limit of Barton Street to the centre line of Wentworth Street.

Thence southerly along the centre line of Wentworth Street to its intersection with the centre line of Barton Street.

Thence easterly along the centre line of Barton Street to its intersection with the northerly production of the eastern limit of Lot 11, Registered Plan 373.

Thence southerly to and along the east limit of said Lot 11 to the south east corner thereof.

Thence westerly along the south limit of Lots 11, 10, 9, 8, 7, 6, 5, 4 and 3, to a point distant eighteen feet (18.0') west of the south east corner of Lot 3, Registered Plan 373.

Thence northerly parallel with the eastern limit of said Lot 3 a distance of thirty feet (30.0') to a point.

Thence westerly parallel with the south limit of Barton Street to a point in the western limit of Wentworth Street.

Thence southerly along the western limit of Wentworth Street to the south east corner of Lot 6, Registered Plan 194.

Thence westerly along the south limit of Lots 6, 5, 4, 3, 2 and 1, Registered Plan 194 and its westerly production to a point in the western limit of Leeming Street, being a point in the eastern limit of Lot 1, Registrar's Compiled Plan 1409.



**SCHEDULE "A" (cont'd)**

**Business Improvement Area**

Thence southerly along the east limit of said Lot 1 to the south east corner thereof.

Thence westerly along the south limit of Lots 1, 2, 3, 4, 5 and 6, Registrar's Compiled Plan 1409 and its westerly production to a point in the eastern limit of Lot 7, Registered Plan 234.

Thence northerly along the eastern limit of said Lot 7 to the north east corner thereof.

Thence westerly along the northern limit of said Lot 7 to the north east corner thereof, being a point in the eastern limit of Smith Avenue.

Thence southerly along the eastern limit to said Smith Avenue to its intersection with the easterly production of the southern limit of the northerly twenty five feet (25.0') of Lot 9, Registered Plan 234.

Thence westerly parallel with the northern limit of said Lot 9 to a point in the eastern limit of Lot 52, Registered Plan 235.

Thence northerly along the eastern limit of said Lot 52 and the eastern limit of Lot 51 to the north east corner thereof, being the south east corner of Lot 50, Registered Plan 235.

Thence westerly along the south limit of said Lot 50 and the south limit of Lots 49, 48, 47, 2 and 1, Registered Plan 235 and its westerly production to a point in the western limit of Emerald Street, being a point in the east limit of Lot 52, Registered Plan 105.

Thence northerly along the east limit of said Lot 52 to a point distant ninety four feet (94.0') south of south limit of Barton Street.

Thence westerly parallel to the south limit of Barton Street to a point in the west limit of Lot E, Registered Plan 105.

Thence northerly along the western limit of said Lot E to its intersection with the easterly production of the south limit of Lot D, Registered Plan 286.

Thence westerly to and along the south limit of said Lot D and the south limit of Lot C, Registered Plan 286 to the south west corner thereof being a point in the eastern limit of East Avenue.

Thence northerly along the eastern limit of East Avenue to its intersection with the easterly production of the south limit of the northerly seventy one feet (71.0') of Lot 86, Registered Plan 1433.

Thence to and along the last mentioned limit and its westerly production to a point in the eastern limit of Lot B, Registered Plan 286.

Thence southerly along the eastern limit of said Lot B to the south east corner thereof.

Thence westerly along the southern limit of said Lot B to a point distant ninety eight feet (98.0') east of the eastern limit of Victoria Avenue.

Thence northerly parallel with the eastern limit of Victoria Avenue to a point nineteen feet (19.0') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street to a point in the eastern limit of Victoria Avenue.





**SCHEDULE "A" (cont'd)**

**Business Improvement Area**

Thence southerly along the eastern limit of Victoria Avenue to its intersection with the easterly production of the south limit of Lot 12, Registered Plan 90.

Thence westerly to and along the south limit of said Lot 12 and the south limit of Lot 11, Registered Plan 90 to a point distant ninety five point five zero feet (95.50') east of the south west corner of said Lot 11.

Thence north parallel with the western limit of said Lot 11 to the north limit thereof, being the south limit of Barton Street.

Thence westerly along the south limit of Barton Street to its intersection with the western limit of West Avenue.

Thence southerly along the western limit of West Avenue to the south east corner of Lot 20, Registered Plan 286.

Thence westerly along the southern limit of said Lot 20, to the south west corner thereof.

Thence northerly along the western limit of said Lot 20 and the western limits of Lots 19 and 18 to a point distant sixty nine point one eight feet (69.18') south of the south limit of Barton Street.

Thence westerly parallel with the south limit of Barton Street fifty feet (50.0') to a point.

Thence northerly parallel with the eastern limit of Wellington Street to a point in the southern limit of Lot 16, Registered Plan 286.

Thence westerly along the southern limit of said Lot 16 and its westerly production to the centre line of Wellington Street.

Thence southerly along the centre line of Wellington Street to its intersection with the easterly production of the southern limit of the northerly ninety four point three feet (94.30') of Lot 162, Registered Plan 287.

Thence westerly parallel with the south limit of Barton Street to a point in the division line between Lots 162 and 161, Registered Plan 287.

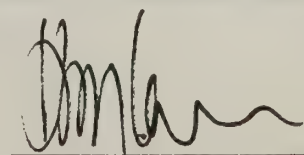
Thence southerly along the last mentioned division line to the south east corner of said Lot 161.

Thence westerly along the southern limit of said Lot 161 and the southern limit of Lots 160 and 159 to the south west corner of Lot 159.

Thence northerly along the western limit of said Lot 159 and its northerly production to a point in the north limit of Barton Street.

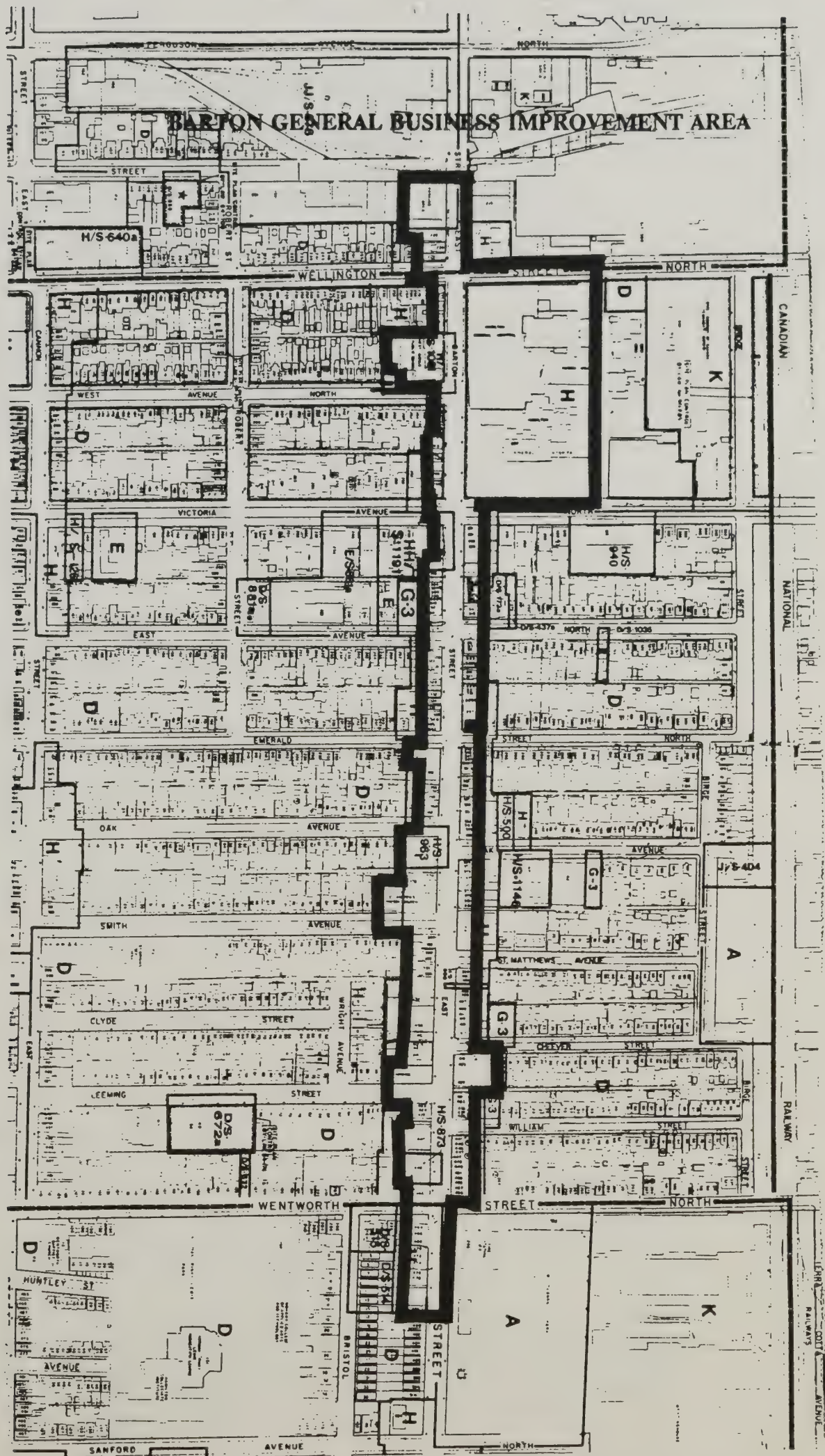
Thence easterly along the north limit of Barton Street to the point of commencement.

Dated at Hamilton  
February 7, 1996



Kin M. Lau  
Ontario Land Surveyor





This is Schedule "B" to By-law No. 96- 019 , passed on the 13th day of February, 1996.







**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96-020**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:



(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 13th day of February 1996, A.D.,



CITY CLERK



MAYOR





**SCHEDULE "A" to By-law 96-020**  
**EXTENSION AGREEMENTS**

|    |                                   |                            |
|----|-----------------------------------|----------------------------|
| A) | PROPERTY ADDRESS                  | 180 EMERALD STREET N       |
|    | SERIAL NUMBER                     | 03 02165 4780              |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 235, PT LOT 18        |
|    | DATE OF REGISTRATION              | DECEMBER 18, 1995          |
|    | INST # OF TAX ARREARS CERTIFICATE | VM 223214                  |
|    | REDEMPTION DATE                   | DECEMBER 18, 1996          |
|    | TOTAL ARREARS                     | \$4506.73                  |
| B) | PROPERTY ADDRESS                  | 10 DELAWARE AVE            |
|    | SERIAL NUMBER                     | 03 02420 5900              |
|    | BRIEF LEGAL DESCRIPTION           | CON 3, PT LOT 10 BTN HAM   |
|    | DATE OF REGISTRATION              | JANUARY 22, 1996           |
|    | INST # OF TAX ARREARS CERTIFICATE | VM 223216                  |
|    | REDEMPTION DATE                   | JANUARY 22, 1997           |
|    | TOTAL ARREARS                     | \$14,433.92                |
| C) | PROPERTY ADDRESS                  | 230 JAMES STREET N         |
|    | SERIAL NUMBER                     | 02 01550 5390              |
|    | BRIEF LEGAL DESCRIPTION           | SURVEY J HUGHSON           |
|    |                                   | PT LOT 15, PT LT 16        |
|    | DATE OF REGISTRATION              | DECEMBER 18, 1995          |
|    | INST # OF TAX ARREARS CERTIFICATE | VM 223217                  |
|    | REDEMPTION DATE                   | DECEMBER 18, 1996          |
|    | TOTAL ARREARS                     | \$29,625.88                |
| D) | PROPERTY ADDRESS                  | 51 MULBERRY STREET         |
|    | SERIAL NUMBER                     | 02 01260 2850              |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 39, BLK 10, PT LOT 17 |
|    | DATE OF REGISTRATION              | DECEMBER 18, 1995          |
|    | INST # OF TAX ARREARS CERTIFICATE | VM223219                   |
|    | REDEMPTION DATE                   | DECEMBER 18, 1996          |
|    | TOTAL ARREARS                     | \$6,923.25                 |
| E) | PROPERTY ADDRESS                  | 20 BELAND AVE S            |
|    | SERIAL NUMBER                     | 05 04110 6360              |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 556, LOT 65 TO 66     |
|    | DATE OF REGISTRATION              | OCTOBER 31, 1995           |
|    | INST # OF TAX ARREARS CERTIFICATE | VM 220408                  |
|    | REDEMPTION DATE                   | OCTOBER 31, 1996           |
|    | TOTAL ARREARS                     | \$10,421.68                |
| F) | PROPERTY ADDRESS                  | 27 WILLIAM STREET          |
|    | SERIAL NUMBER                     | 03 02180 3280              |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 3, PT LOT 42          |
|    | DATE OF REGISTRATION              | OCTOBER 17, 1995           |
|    | INST # OF TAX ARREARS CERTIFICATE | VM 219529                  |
|    | REDEMPTION DATE                   | OCTOBER 17, 1996           |
|    | TOTAL ARREARS                     | \$8,199.97                 |



BY-LAW NO. 96 - 021

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 13TH DAY OF FEBRUARY A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

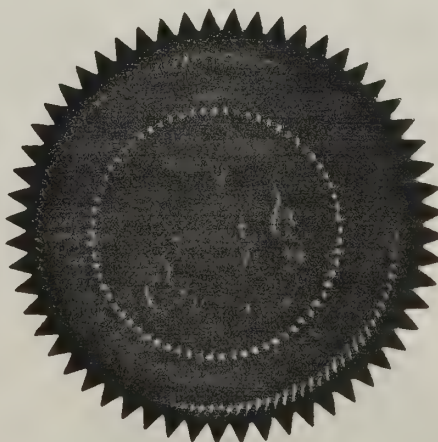
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            13th                            day of    February                            A.D. 1996



CITY CLERK



MAYOR





CAY ON 1736 108  
B91

Bill No. C- 05

The Corporation of the City of Hamilton

BY-LAW NO. 96- 022

To Amend:

Zoning By-law No. 6593

Respecting:

**DEFINITION OF "SIGN, PUBLIC NOTICE"**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 2 of the 23rd Report of the Planning and Development Committee at its meeting held on the 12th day of December 1995, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law with respect to the definition of "sign, public notice", as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

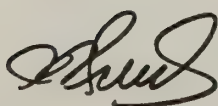
1. Subsection 2.(2)H(viea) of Zoning By-law No. 6593 is amended by deleting the existing definition of "sign, public notice" and replacing it with the following:

"**sign, public notice**" shall mean a sign containing content advertising that an application for an official plan amendment and/or an application for an amendment to Zoning By-law No. 6593 and/or an application for the approval of a plan of subdivision and/or an application for consent has been made, and that the application is, or applications are, being considered by the City of Hamilton."

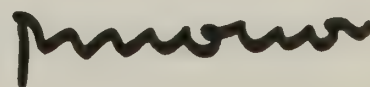
2. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this *27th* day of *February* A.D. 1996



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 96-023

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 371 RYMAL ROAD EAST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block "1",

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9.(4) of Zoning By-law No. 6593, every lot shall have a width of at least 11.6 m and an area of at least 360 m<sup>2</sup>.

3. The "AA" (Agricultural) District provisions, as contained in Section 7A of Zoning By-law No. 6593, applicable to the lands comprised in Block "2", the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 7A(4) of Zoning By-law No. 6593, every lot shall have an area of at least 1,200 m<sup>2</sup>.





4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District and "AA" District provisions, subject to the special requirements referred to in sections 2 and 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1352.

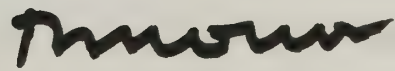
6. Sheet No. E-18D of the District Maps is amended by marking the lands referred to in sections 1 and 3 of this by-law, S-1352.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 27th day of February A.D. 1996



CITY CLERK



MAYOR

(1996) 1 R.P.D.C. 2, January 30  
Harley Knight, Owner  
Amended ZA-95-30



BORDEAUX COURT

N 71° 44' 00" W  
23.30

REPUBLIC AVENUE

33.83

N 17° 34' 00" E

48.81

29.01

23.62  
N 71° 44' 00" W

N 17° 02' 00" E

52.45

N 63° 24.42  
11' 15" W

49.13

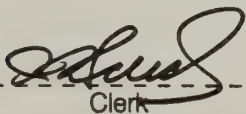
S. E. Corner  
Lot 11, Con. 8

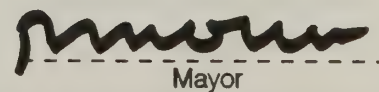
N 71° 44' 00" W

RYMAL ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-023  
Passed the .....27th.. day of ....February, 1996.

  
Clerk

  
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of  
By-Law No. 96-023

to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:



"AA" (Agricultural) District to "C" (Urban  
Protected Residential, etc.) District



Modification to the "AA" (Agricultural) District

North



Scale  
NOT TO SCALE

Date  
February 1996

Reference File No.  
ZAR-95-30

Drawn By  
William Braithwaite





The Corporation of the City of Hamilton

BY-LAW NO. 96- 024

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-laws No. 86-201, 90-227 and 92-160

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 1492 UPPER JAMES STREET**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 86-201 on the 25th day of June 1986 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "C" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 90-227 on the 31st day of July 1990 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "C" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 92-160 on the 30th day of June 1992 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "C" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 1st Report of the Planning and Development Committee at its meeting held on the 30th day of January 1996, recommended that Zoning By-law No. 6593, as amended by By-laws No. 86-201, 90-227 and 92-160, be further amended as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, as amended by By-laws No. 86-201, 90-227 and 92-160, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,



- (a) in accordance with Section 39 of the Planning Act, R.S.O. 1990, the buildings or structures existing on the day of the passing of this by-law and the land may be used temporarily for the sale of new and used automobiles for a period not exceeding three years from the day of the passing of this by-law;
- (b) notwithstanding Section 9.(1) of Zoning By-law No. 6593, one pylon sign will be permitted on the lot in accordance with the requirements of Section 14A(3)(a) of Zoning By-law No. 6593;
- (c) notwithstanding Section 18.(3)(ivc)(b) of Zoning By-law No. 6593, a minimum 3.0 m wide landscaped planting strip shall be provided and maintained only along the northerly lot line; and
- (d) notwithstanding Section 18.(3)(ivc)(c) of Zoning By-law No. 6593, no visual barrier shall be required.

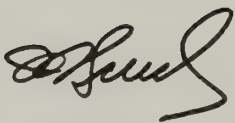
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-939c.

4. Sheet No. W-9D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-939c.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this        27th        day of        February        A.D. 1996



CITY CLERK




MAYOR

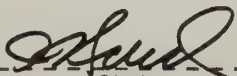






NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-024.....  
Passed the 27th day of February 1996.

  
Clerk

  
Mayor

City of Hamilton

## Schedule "A"

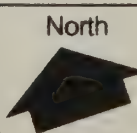
Map Forming Part of  
By-Law No. 96-024  
to Amend By-Law No. 6593

Planning and Development Department

### Legend



Lands to be regulated by  
By-Law No. 96-024.....



North

Scale  
NOT TO SCALE

Date  
November 1996

Reference File No.  
ZAR-95-28

Drawn By  
William Braithwaite



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96- 025**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

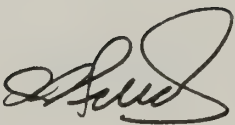
1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:





- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
  - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
  - (c) that any person may pay the Cancellation Price at any time.
  - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
  - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
  - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 27th day of February 1996, A.D.,



CITY CLERK



MAYOR



to By-law 96-025

SCHEDULE "A"  
EXTENSION AGREEMENTS

|    |                                   |                     |
|----|-----------------------------------|---------------------|
| A) | PROPERTY ADDRESS                  | 130 Lancing Dr      |
|    | SERIAL NUMBER                     | 06 07210 5830       |
|    | BRIEF LEGAL DESCRIPTION           | Plan 62M-489 Lot 21 |
|    | DATE OF REGISTRATION              | November 7, 1995    |
|    | INST # OF TAX ARREARS CERTIFICATE | LT392912            |
|    | REDEMPTION DATE                   | November 7, 1996    |
|    | TOTAL ARREARS                     | \$33,399.43         |





BY-LAW NO. 96 - 026

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH DAY OF FEBRUARY A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

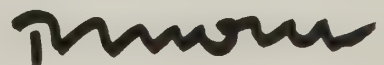
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            27th                            day of    February                            A.D. 1996



CITY CLERK



MAYOR





CAY ON HBL A08  
B91  
1996

BILL NO. 4-9

BY-LAW NO. 96 - 027

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 29 (No Stopping Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|            |       |                                                                                                                         |                 |           |
|------------|-------|-------------------------------------------------------------------------------------------------------------------------|-----------------|-----------|
| "Greenhill | South | commencing 120 feet west of the west curb line of Kimberly and extending 79 feet east of the east curb line of Kimberly | Anytime         |           |
| Churchill  | North | Buchanan to the easterly limit of Churchill                                                                             | 8 a.m. - 5 p.m. | Mon - Fri |
| Ambrose    | East  | Greenhill to a point 40 feet northerly therefrom                                                                        | Anytime         |           |
| Dundurn    | West  | Glenside to a point 46 feet northerly therefrom                                                                         | Anytime."       |           |

and by deleting therefrom the following items, namely:-

|          |       |                                      |            |           |
|----------|-------|--------------------------------------|------------|-----------|
| "King    | North | Cline to Sterling                    | 4 - 6 p.m. | Mon - Fri |
| Robinson | South | From 250 ft. east of MacNab to James | 4 - 6 p.m. | Mon - Fri |
| Ambrose  | East  | Greenhill to a point 169 feet north  | Anytime    |           |
| Dundurn  | West  | Glenside to 66 feet north            | Anytime."  |           |

2. **Schedule 10 (Stops at Intersections)** is hereby amended by adding thereto the following items, namely:-

|            |                         |             |
|------------|-------------------------|-------------|
| "Harmony   | Northbound              | Dunbar      |
| Sandalwood | Eastbound and Westbound | Brentwood." |

PASSED this 12th day of March A.D. 1996.

*S. J. Hollnack*  
Acting CITY CLERK



*D. S. Wilson*  
Acting MAYOR

201 32 40 500

100

100



BY-LAW NO. 96 -028

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following items, namely:-

|           |       |                                                                                                   |           |
|-----------|-------|---------------------------------------------------------------------------------------------------|-----------|
| "Bristol  | North | commencing at a point 26 feet east of Sanford to a point 29 feet easterly therefrom (95-137)      | Anytime   |
| Park Row  | East  | commencing at a point 79 feet south of Roxborough to a point 21 feet southerly therefrom (95-137) | Anytime   |
| John      | East  | commencing 114 feet south of Burlington to a to a point 22 feet southerly therefrom (92-105)      | Anytime   |
| Province  | East  | from a point 62 feet north of Cannon to a point 20 feet northerly therefrom (89-156)              | Anytime   |
| Crestwood | South | commencing 142 feet east of David to a point 40 feet easterly therefrom (89-159)                  | Anytime." |

PASSED this

12th

day of

March

A.D. 1996.

*S. P. Hollowell*

Acting

CITY CLERK



*D. J. Wilson*

Acting

MAYOR



BY-LAW NO. 96 - 029

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Dundurn West from 46 feet north of Glenside  
to 20 feet northerly therefrom Anytime."

2. **Schedule 34 (Sticker Permit Parking)** is hereby amended by deleting therefrom the following item, namely:-

"Mars South commencing at a point 163 feet east of  
Emerald to a point 20 feet easterly therefrom Anytime."

PASSED this 12th day of March A.D. 1996.

*A. J. Wollonell*

Acting CITY CLERK



*D. S. Wilson*

Acting MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 030

To Amend:

Zoning By-law No. 6593  
As Amended by Zoning By-law No. 93-190

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS. 236-250 RYMAL ROAD WEST**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 93-190 on the 31st day of August 1993 to change the zoning of the above noted lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

**AND WHEREAS** the Ontario Municipal Board in its Oral Decision delivered on the 26th day of July 1995, (File No. R 930435), directed that By-law No. 93-190 be amended as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "**R-2**" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions, as contained in Section 10.1 of Zoning By-law No. 6593, applicable to the lands referred to in Section 1.(b) of By-law No. 93-190, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

- (a) notwithstanding Section 10.1 (2) 2. of Zoning By-law No. 6593, the following yards shall be provided and maintained:
  - (i) a front yard of a depth of at least 9.0 metres (29.53 feet); and,
  - (ii) for a two family dwelling, where a side yard abuts any other residential district, a side yard of a width of at least 3.0 metres (9.84 feet), along the easterly and westerly lot lines of Block 2.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "**R-2**" District provisions, subject to the special requirement referred to in section 1 of this by-law.



3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1346.
4. Sheets No. W-17D and W-17E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1346.
5. In all other respects, By-law No. 93-190 is hereby confirmed, unchanged.

**PASSED** this     *12th*     day of     *March*     A.D. 1996

*S. F. Mollone*

Acting CITY CLERK



*J. S. Wilson*

Acting MAYOR

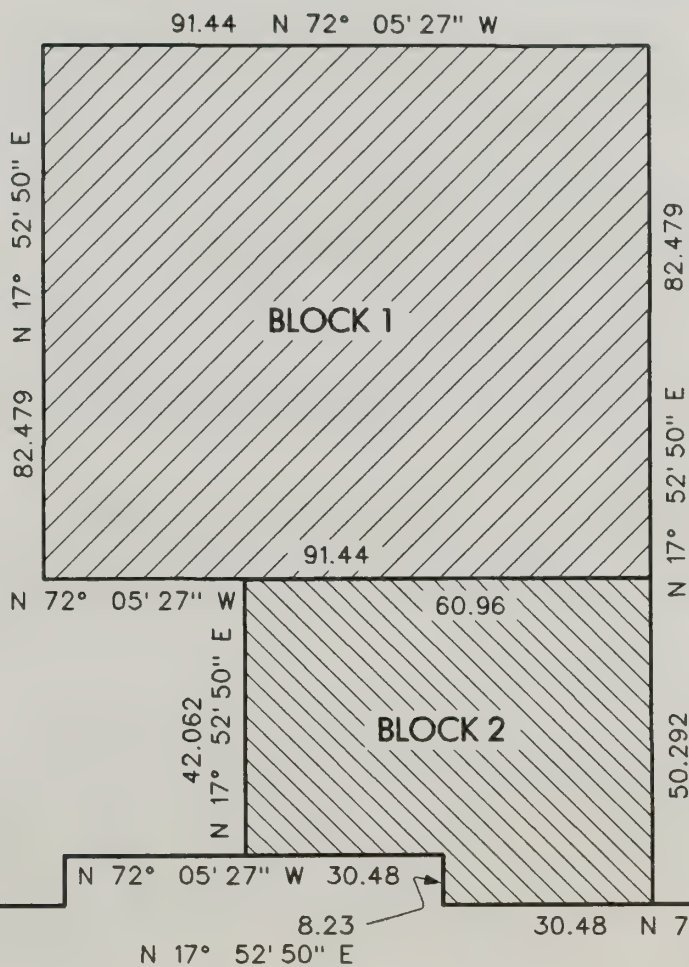
Decision to Further Amend the Memorandum  
of Oral Decision and Amending Order of  
the Ontario Municipal Board,  
delivered on the 26th day of July 1995  
Ascenzo Lepore, Owner  
Amended ZA-89-57





LOT 17

LOT 16



RYDAL ROAD WEST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-030  
Passed the 12th day of March, 1996

*A. J. Mollone*  
Clerk

*J. E. Wilson*  
Mayor

City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 96-030  
to Amend By-Law No. 6593

Planning and Development Department

Legend



Lands to be regulated  
by By-Law no.

North



Scale  
Not to Scale

Date  
OCTOBER 1995

Reference File No.  
ZA-89-57 Amended

Drawn By  
R.L.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 031

To Amend:

Zoning By-law No. 6593  
As Amended by Zoning By-law No. 90-43

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 1050 RYMAL ROAD EAST**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 90-43 on the 13th day of February 1990 to establish a special requirements under Section 19B of Zoning By-law No. 6593, for the "M-12" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 2nd Report of the Planning and Development Committee at its meeting held on the 13th day of February 1996, recommended that Zoning By-law No. 6593, as amended by By-law No. 90-43 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-12" (Prestige Industrial) District provisions, as contained in Section 17D of Zoning By-law No. 6593, as amended by By-law No. 90-43, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 17D.(1)(d) of By-law No. 6593, the following is permitted:
  - (i) a restaurant accessory to the existing banquet facility and catering business with a maximum seating capacity of 30 persons, only within the existing building.





2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-12" District provisions, subject to the special requirements referred to in section 1 of By-law No. 90-43 and section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1154a.

4. Sheet No. E-49E of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1154a.

5. In all other respects, By-law No. 90-43 is hereby confirmed, unchanged.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 12th day of March A.D. 1996

*A. J. Mollough*

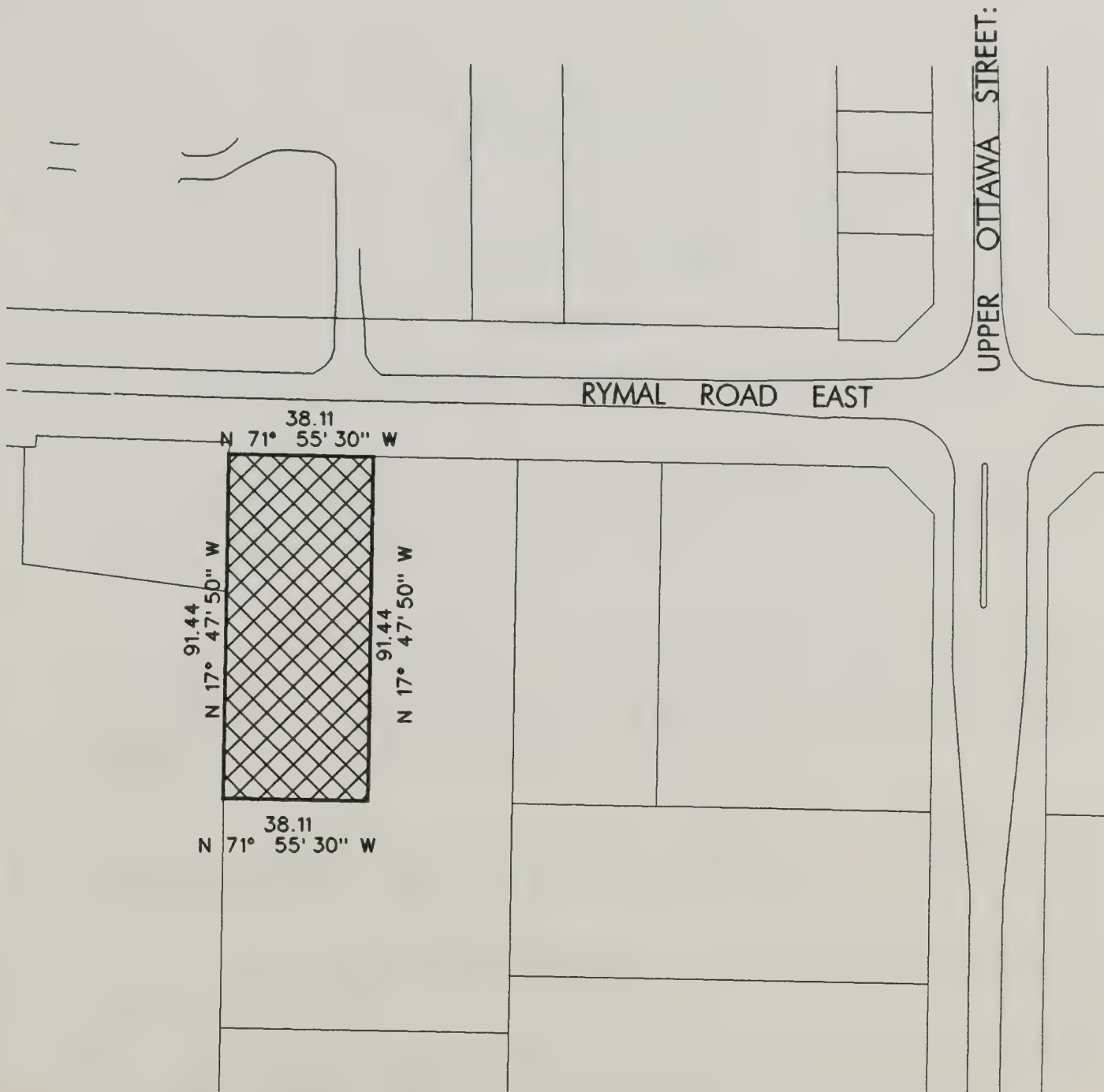
Acting CITY CLERK



*D. S. Wilson*

Acting MAYOR





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-031  
 Passed the .....12th day of .....March....., 1996.

*A. J. Wollonich*  
 Clerk

*J. E. Wilson*  
 Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of  
 By-Law No. 96- 031  
 to Amend By-Law No. 6593

Planning and Development Department

## Legend

 Lands to be regulated by  
 By-Law No. 96-...031....

|                                                                                              |                       |                                 |
|----------------------------------------------------------------------------------------------|-----------------------|---------------------------------|
| North<br> | Scale<br>NOT TO SCALE | Reference File No.<br>ZAR-95-29 |
|                                                                                              | Date<br>February 1996 | Drawn By<br>William Braithwaite |





The Corporation of the City of Hamilton

BY-LAW NO. 96-032

To Amend:

Zoning By-law No. 6593

Respecting:

**SPECIAL REQUIREMENTS FOR FRONT YARD LANDSCAPING**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 3 of the 2nd Report of the Planning and Development Committee at its meeting held on the 13th day of February 1996, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law with respect to special requirements for front yard landscaping, as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 18 - Supplementary Requirements and Modifications of Zoning By-law No. 6593 is amended to include a new section as follows:

**"SPECIAL REQUIREMENTS FOR FRONT YARD LANDSCAPING**

- 18.(14) Notwithstanding any other provisions of this by-law, for any single-family dwelling, two-family dwelling or three-family dwelling:
- (i) not less than 50% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel pavers, or other similar materials;
  - (ii) for the purposes of clause 14.(i), the gross area of the front yard shall be calculated as the area between the front lot line and the front of the principle dwelling and the area extending from the side lot line to side lot line but subtracting:
    - (a) unenclosed entrance porches;
    - (b) vestibules;
    - (c) ramps;
    - (d) front steps;
    - (e) chimneys;



- (f) bay windows;
- (g) ornamental projections;
- (h) terraces;
- (i) platforms; and,
- (j) a walkway between the front entrance of the principle building and the front lot line or driveway with a maximum width of 0.6 m;

(iii) Notwithstanding clause 14.(i), in cases where at least half of the front lot line is curved and the landscaped area of the front yard is less than 50%, the following exemptions for the calculation of the gross area of the front yard shall apply:

- a) a driveway between the front entrance of the garage and the front lot line with a maximum width of:
  - 1) 3.0 m for each door of a one, two or three car garage; or,
  - 2) 5.5 m for a double door of a two car garage; and,
- b) a walkway between the front entrance of the principle dwelling and the front lot line or driveway with a maximum width of 0.6 m,

provided all the remaining area shall be landscaped excluding concrete, asphalt, gravel, pavers, or other similar materials."

2. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 12th day of March A.D. 1996

*S. E. Mollonell*

Acting CITY CLERK



*J. W. Wilson*

Acting MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96-033

To Amend:

Zoning By-law No. 6593  
As Amended by Zoning By-law No. 90-311

Respecting:

**LANDS LOCATED WEST OF GARTH STREET AND NORTH OF GISELE DRIVE,  
KNOWN MUNICIPALLY AS NO. 1600 GARTH STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 90-311 on the 13th day of November 1990 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "C" District and "RT-20" District, in respect of the land located at Municipal No. 480 Rymal Road West, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 92-165 on the 30th day of June 1992 to remove the 'H' symbol in respect of the lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 2 of the 2nd Report of the Planning and Development Committee at its meeting held on the 13th day of February 1996, recommended that Zoning By-law No. 6593, as amended by By-law No. 90-311, be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "RT-20" (Townhouse - Maisonette) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 3; and
- (b) by changing from "RT-20" (Townhouse - Maisonette) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 4,

the extent and boundaries of each of which Blocks 3 and 4 are shown on a plan hereto annexed as Schedule "A".



2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, as amended by By-law No. 90-311, applicable to the lands comprised in Blocks 1 and 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) Section 4.(a) of By-law No. 90-311 is deleted in its entirety;
- (b) notwithstanding Section 10E.(2)(a) of Zoning By-law No. 6593, a townhouse block containing a maximum of 7 single family dwelling units to be used as model units in accordance with the requirements of Section 6.(1) shall be permitted;
- (c) notwithstanding Section 10F.(4)(c)(ii) of Zoning By-law No. 6593, a minimum side yard of 1.75 metres shall be provided and maintained for a Street Townhouse Dwelling, not exceeding two storeys in height; and
- (d) notwithstanding Section 10F.(4)(a) of Zoning By-law No. 6593, a front yard depth of not less than 7.0 m shall be provided and maintained for Block 1.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1195c.

5. Sheet No. W-27D of the District Maps is amended by marking the lands referred to in section 1 of By-law No. 90-311 and in section 1 of this by-law, S-1195c.

6. In all other respects, By-law No. 90-311 is hereby confirmed, unchanged.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 12th day of March A.D. 1996

*A. F. Hollonell*

Acting CITY CLERK

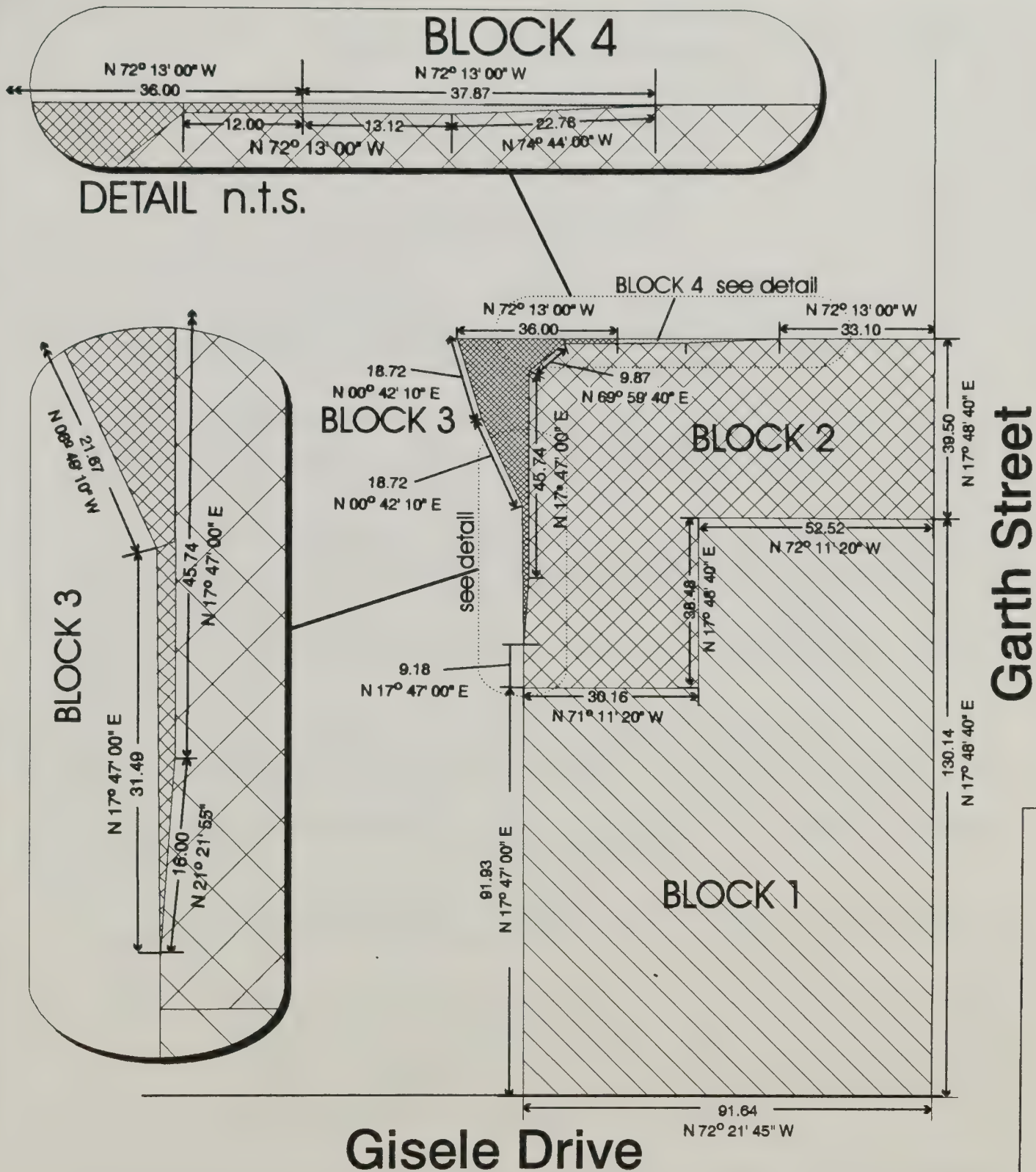


*D. Wilson*

Acting MAYOR







NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-<sup>033</sup>  
 Passed the 12<sup>th</sup> day of March, 1996.

*S. J. Hollands*  
 Clerk

*D. S. Wilson*  
 Mayor

City of Hamilton

Schedule A

Map Forming Part of  
 By-Law No. 96-<sup>033</sup>  
 to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

BLK 1



Further modification to the established  
 "RT-20 (Townhouse - Maisonette) District

BLK 2



Further modification to the established  
 "RT-20 (Townhouse - Maisonette) District

BLK 3



From "RT - 20 (Townhouse - Maisonette) District  
 modified, to "RT - 4" (Small Lots Single Family  
 Dwelling) District.

BLK 4



From "RT - 20" (Townhouse - Maisonette) District  
 modified, to "C" (Urban Protected Residential, etc.)  
 District

North



Scale

Not to Scale

Date

March 1996

Reference File No.

ZA-95-27

Drawn By

D.L.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 034

To Amend:

Zoning By-law No. 6593

Respecting:

**PARKING STANDARDS FOR RESIDENTIAL CONVERSIONS  
IN THE CENTRAL BUSINESS DISTRICT**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 2 of the 3rd Report of the Planning and Development Committee at its meeting held on the 27th day of February 1996, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law with respect to parking requirements for residential conversions within the Central Business District, as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. SECTION NINETEEN - RESIDENTIAL CONVERSION REQUIREMENTS of Zoning By-law No. 6593 is amended to include a new section as follows:

"19. (4) Notwithstanding any other provisions of this by-law, any building or portion thereof existing on the date of the passing of this by-law, located within Area "A" shown on Schedule "I" of Section 18A, may be converted to a residential use except for a Residential Care Facility or Short-Term Care Facility, provided that the ground floor is maintained for commercial use."

2. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 12th day of March A.D. 1996

*S. F. Wollan*

Acting CITY CLERK



*D. J. Wilson*

Acting MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 035

To Revise:

**THE CONCESSION COMMUNITY IMPROVEMENT PLAN  
THE DOWNTOWN HAMILTON COMMUNITY IMPROVEMENT PLAN  
THE INTERNATIONAL VILLAGE COMMUNITY IMPROVEMENT PLAN  
THE MAIN STREET WEST COMMUNITY IMPROVEMENT PLAN  
THE OTTAWA STREET NORTH COMMUNITY IMPROVEMENT PLAN  
THE WESTDALE VILLAGE COMMUNITY IMPROVEMENT PLAN**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 87-87 on the 31st day March 1987, to adopt The Concession Community Improvement Plan which includes provisions regarding the rehabilitation and renewal of its respective Community Improvement Project Area;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 95-12 on the 13th day of December 1994, to adopt The Downtown Hamilton Community Improvement Plan which includes provisions regarding the rehabilitation and renewal of the Community Improvement Project Area;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 95-11 on the 13th day of December 1994, to adopt The International Village Community Improvement Plan which includes provisions regarding the rehabilitation and renewal of the Community Improvement Project Area;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 90-299 on the 30th day October 1990, to adopt The Main Street West Community Improvement Plan which includes provisions regarding the rehabilitation and renewal of the Community Improvement Project Area;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 87-88 on the 31st day March 1987, to adopt The Ottawa Street North Community Improvement Plan which includes provisions regarding the rehabilitation and renewal of the Community Improvement Project Area;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 87-89 on the 31st day March 1987, to adopt The Westdale Village Community Improvement Plan which includes provisions regarding the rehabilitation and renewal of the Community Improvement Project Area;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, at its meeting held on the 12th day of December 1995, (Item 6, 23rd Report, Planning and Development Committee), authorized revisions to each of the said Community Improvement Plans;

**AND WHEREAS** subsection 28(7) of the Planning Act, R.S.O. 1990, c. P.13 states:

"(7) For the purpose of carrying out the community improvement plan, the municipality may make grants or loans to the registered owners or assessed owners of lands and buildings within the community improvement project area to pay for the whole or any part of the cost of rehabilitating such lands and buildings in conformity with the community improvement plan.";



**AND WHEREAS** the Building Department has held a public meeting on the 8th day of January 1996 and taken other steps required by the Planning Act [subsection 28(4)] prior to the enactment of this by-law to amend the said Community Improvement Plans;

**AND WHEREAS** it is intended to revise the said Community Improvement Plans for the said areas with the following provisions;

**AND WHEREAS** the Planning Act states that the approval of the Minister of Municipal Affairs and Housing is required,

- (a) to the by-law adopting a Community Improvement Plan or an amendment thereto; [section 28(4)]; and
- (b) to the City's exercise of any power or authority pursuant to the community improvement provisions of the Planning Act for the purpose of carrying out a community improvement plan, where the exercise of such power or authority would be bonuses prohibited under subsection 111(1) of the Municipal Act, [subsection 28(8), Planning Act].

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The provisions of the Commercial Property Improvement Loan Program set out in Schedule "A" hereto annexed and forming part of this by-law, are hereby adopted as amendments to the following Community Improvement Plans and their respective by-laws which adopted them, set out below:

|                                                  |   |                   |
|--------------------------------------------------|---|-------------------|
| Concession Community Improvement Plan            | - | By-law No. 87-87  |
| Downtown Hamilton Community Improvement Plan     | - | By-law No. 95-12  |
| International Village Community Improvement Plan | - | By-law No. 95-11  |
| Main Street West Community Improvement Plan      | - | By-law No. 90-299 |
| Ottawa Street North Community Improvement Plan   | - | By-law No. 87-88  |
| Westdale Village Community Improvement Plan      | - | By-law No. 87-89  |

2. The Director of Public Works and Traffic is hereby authorized and directed to make application to the Minister of Municipal Affairs and Housing,

- (a) for approval, as required by subsection 28(4) of the Planning Act, to this amending by-law adopting these amendments to the said Community Improvement Plans;
- (b) for approval, as required by subsection 28(8) of the community improvement provisions of the Planning Act, to be granted to the City by the Minister, to permit the City to offer the loans and other assistance at below market rates as provided for in the said Community Improvement Plans, as amended by this amending by-law, that would otherwise be bonuses prohibited by subsection 111(1) of the Municipal Act.

3. This by-law shall come into force and effect on the date the Minister grants the said two approvals.

**PASSED** this 12th day of

March

A.D. 1996

*S. Z. Mollmatt*

Acting CITY CLERK



*D. F. W. Cho*

Acting MAYOR







## **SCHEDULE "A"**

To By-law No. 96- 035

The Community Improvement Plans for the Concession Street, Downtown Hamilton, International Village, Main Street West, Ottawa Street North and Westdale Village **Community Improvement Project Areas**, (hereinafter each of the said Plans may be referred to as the "Community Improvement Plan"), are revised by adding to each Community Improvement Plan the following additional provisions, which additional provisions shall prevail in the event of any conflict with the original terms of such Plan.

### **1.0 GENERAL**

- 1.1 For the purpose of carrying out the Community Improvement Plan, The Corporation of the City of Hamilton may make loans to the registered owners or assessed owners of lands and buildings within the Community Improvement Project Area of the said Community Improvement Plan, to pay for the whole or any part of the cost of the community improvement of any such lands, including the cost of rehabilitating such lands and buildings in conformity with the said Community Improvement Plan and upon the following additional terms and conditions.
- 1.2 Loans are available only to the extent of funds allocated from time to time for those purposes by the Council of The Corporation of the City of Hamilton.
- 1.3 This Loan Program under the Community Improvement provisions of the Planning Act formerly known as the "Commercial Loan Program" is hereby renamed the "Commercial Property Improvement Loan Program".

### **2.0 REVISED LOAN GUIDELINES**

- 2.1 Upon receipt of a satisfactory application which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at an interest rate of one half of the City's prime borrowing rate, amortized for a maximum period of ten years.

The interest rate shall be established at time of loan approval. Interest shall commence to run after the Interest Adjustment Date (I.A.D.) namely, the first of the month following full advancement of the loan. Repayment of loans shall be monthly but open to full repayment at any time without notice or penalty.

- 2.2 These loans are solely intended for the owners of lands within the said designated Community Improvement Project Area where the owners' lands are used for non-residential commercial purposes which, in the opinion of the City,
  - (a) are intended for the eligible improvements and expenses contemplated in the said Plan as amended herein;
  - (b) fulfil the objectives of the City expressed in the Community Improvement Plan, as amended herein;
  - (c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.



- 2.3 While businesses which are tenants are not, according to the Planning Act, eligible for loans provided for in the Plan as amended herein, loans to eligible property owners for improvements which will also benefit business tenants are provided for in this Plan.
- 2.4 Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$15,000. in respect of the cost of eligible facade and exterior renovations to each separate location of the owner's property specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area. These loans are subject to a maximum limit of \$45,000. (3 units, \$15,000. each) for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s).
- 2.5 Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$10,000. in respect of the cost of eligible interior improvements to each separate location of the owner or of a tenant under lease from the owner, specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area, subject to,
- (a) a loan maximum of \$30,000. for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s); and,
  - (b) the tenant, if any, accepting in writing the proposed interior improvements.
- 2.6 Loans may be for the following types of improvements and their related expenses:
- exterior building envelope;
  - major building systems, including roof, wiring, plumbing, heating;
  - interior fixtures, including partitions;
  - interior decorating, including lighting, painting, wallpaper, etc.;
  - built-in showcases, freezers, special plumbing, etc.;
  - exterior/interior signage;
  - related professional fees (architects, engineers, appraisers, lawyers, etc.) and the application fee of the greater of 1.5% of the loan or \$200.;
  - such other loan program administrative fees fixed by Council from time to time.

Loans shall be advanced only in respect of completed work which has been inspected by the City.

Loans may not be made for expenses such as chattels, (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

- 2.7 The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department. Deficiencies shall qualify for a loan in advance of facade improvements (store fronts, aesthetics, signage, etc.).
- 2.8 The owner will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.





- 2.9 A report by the Building Department (Housing and Loans Division) on each loan will be made to the Planning and Development Committee and Council for approval. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of loan applications.
- 2.10 (a) Each borrower shall give the City a promissory note in respect of each loan; and
- (b) As security for repayment of the loan made by the City, the borrower shall:
- (i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the corporate borrower to borrow the loan and give the loan security to the City;
  - (ii) consent to a City Lien being registered on title to the property being improved in which the property owner must have at least 20% equity, after covering outstanding property encumbrances, not including the amount of the City's loan;
  - (iii) where an owner has less than 20% equity in the property being improved,
    - (1) the owner may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor; and
    - (2) the owner may provide the City with a guarantee from another person, provided the guarantee is secured by a mortgage on the Guarantor's property that meets the City's equity requirements and the Guarantor's lawyer prepares and certifies the guarantee and the collateral mortgage to the City, at the owner's expense, in a form satisfactory to the City Solicitor;
  - (iv) keep in good standing business taxes, realty taxes and B.I.A. levies.
- 2.11 Upon sale of the property improved by the loan, the loan/lien is due and payable in full to the City unless the new owner of the property meets the lending criteria and assumes the original terms and conditions of the loan.
- Upon sale of a property which secures by a collateral mortgage repayment of a loan, the loan is due and payable in full to the City.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 036

To Amend

By-law No. 10777

To Authorize

**PARTICIPATION IN THE  
ONTARIO MUNICIPAL EMPLOYEES RETIREMENT SYSTEM**

**WHEREAS** By-law No. 10777 was enacted on 1965 June 29;

**AND WHEREAS** City Council, on 1996 March 12, in adopting Section 8 of the Fifth Report of the Finance and Administration Committee authorized this By-law;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 4 of By-law No. 10777 is repealed and replaced with the following:
  4. The Employer hereby certifies that employees who are employed as Fire Fighters are entitled to retire at an age of 60 years.

**PASSED** this        12th        day of        March        , 1996.

*A. J. Wollonell*

ACTING CITY CLERK



*St. W. W. W.*

Acting MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 037

To Amend Licensing By-law No. 93-069 Respecting:

LICENCE FEES

**WHEREAS** various trades, businesses and occupations are licensed, regulated and governed under the City of Hamilton Licensing Code 1993, being By-law No. 93-069 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed that the By-law be further amended to provide for a new range of licence fees for establishment and mobile licences, and a fifty-dollar added fee to cover costs on first time applications, being non-refundable in the event of non-issuance of the licence;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 3 of Licensing By-law 93-069, is amended by adding a subsection "(1a)" immediately after subsection (1), as follows:

"(1a) In the case of an application for a licence other than a renewal, the lessor of the licence fee or fifty-dollars of the licence fee is non-refundable in the event the licence is not issued, and for the sake of clarity in this subsection, "renewal" means renewal by the current licensee of the previous year's licence."

2. Section 2 of Schedule 32 to Licensing By-law No. 93-069 as amended, is further amended by repealing subsection (2) and replacing it with the following subsections, as subsections "(2)" and "(2a)":

"(2) Subject to (2a), every person required to obtain a licence under this Schedule shall be required to obtain a separate licence and comply with the requirements applicable to each class or licence category, for each class of public garage carried on from the garage.

(2a) In the event a garage requires more than one class of licence under this Schedule, the licensee or applicant shall, as the licence fee, pay only the amount applicable for one licence."

3. Schedule 45 to Licensing By-law No. 93-069 as amended, is repealed and replaced with Schedule "A", which is attached to and forms a part of this by-law.

4. In all other respects By-law No. 93-069 as amended is hereby confirmed without change.

PASSED this 12th day of March A.D. 1996.

*S. J. Wollonell*  
Acting City Clerk



*J. S. Wilson*  
Acting Mayor



S C H E D U L E 45

F E E S

1. Repealed (am. 93-152)
2. Repealed (am. 93-152)
3. Schedule 3 (Retail Butchers and Fishmongers) : The licence fees for licences under Schedule 3 are \$135.00 for a renewal, and \$185.00 for other than a renewal. (S.3, s.6)
4. Schedule 4 (Taxicabs) : The fees for licences and other matters under Schedule 4 are as follows:
  - (a) Initial application for entry on the priority list, \$60.00;
  - (b) Annual renewal of placement on the priority list, \$60.00 if prior to September 30, and late renewal of placement on the priority list, \$100.00; (am. 93-218)
  - (c) First issuance of a private taxi-cab licence from the Taxi-cab Priority List, \$3,480.00;
  - (d) Renewal of a private taxi-cab licence, \$210.00;
  - (e) Transfer of a private taxi-cab licence, \$670.00;
  - (f) Renewal of a public taxi-cab licence, \$340.00;
  - (g) Transfer of a public taxi-cab licence, \$670.00;
  - (h) First issuance of a taxi-cab broker's licence, \$400.00;
  - (i) Renewal of a taxi-cab broker's licence, \$270.00;
  - (j) Issuance of a taxi-cab driver's licence, \$50.00;
  - (k) Filing fee for the initial copy of a limited interest agreement in respect of the first car, \$60.00;
  - (l) Yearly renewal fee for the initial limited interest agreement in respect of the same first car, \$60.00;
  - (m) Filing fee for the initial copy of a limited interest agreement in respect of any additional car, \$210.00;
  - (n) Yearly renewal fee for a limited interest agreement in respect of any additional car, \$210.00;
  - (o) Filing fee for a copy of a notice or an agreement under section 14(5) of Schedule 4, \$30.00. (S.4, s.33)
  - (p) Wheelchair Accessible Taxicab (Integrated) - Owner Licence and Renewal, \$5.00.





4a. Schedule 4a (Livery Vehicles) : The licence fees for licences under Schedule 4a are as follows:

- (a) Livery vehicle owner's licence Class A or B, \$210.00;
- (b) Livery vehicle driver's licence, \$50.00; (S.4a, s.16)

5. Schedule 5 (Cartage Businesses) : The licence fees for licences under Schedule 5 are as follows:

- (1) For owners of carts and other animal drawn vehicles used for hire for the conveyance of goods or other material, or for the conveyance of passengers, for each vehicle, renewal \$185.00, and \$235.00 for other than a renewal.
- (2) For owners and operators of Class "C" licensed cartage vehicles, for each vehicle, renewal \$185.00, and \$235.00 for other than a renewal.
- (3) For owners and operators of Classes "A", "B", "D", "E", "F" and "G" licensed cartage vehicles, for each vehicle, renewal \$185.00 and \$235.00 for other than a renewal. (S.5, s.10)

6. Repealed (am. 93-152)

7. Repealed (am. 93-152)

8. Schedule 8 (Eating Establishments) : The licence fees for licences under Schedule 8 are as follows, \$135.00 for a renewal, and \$185.00 for other than a renewal. (S.8,s.4, am. 95-171)

9. Schedule 9 (Food Shops) : The licence fees for a licence under Schedule 9 are \$135.00 for a renewal, and \$185.00 for other than a renewal. (S.9, s.3)

10. Schedule 10 (Tow-Trucks) : The licence fees for licences under Schedule 10 are as follows:

- (a) For a tow-truck owner's licence, per vehicle, for renewal, \$185.00 and for other than a renewal \$235.00;
- (b) For a tow-truck driver's licence, for renewal, \$185.00, and for other than a renewal, \$235.00. (S.10, s.9)

13. Schedule 13 (Pedlars) : The licence fees for licences under Schedule 13 are as follows:

- (1) For a pedlar,
  - (a) (Repealed, By-law 84-244);
  - (b) who travels with a push cart, renewal, \$185.00, and \$235.00 for other than a renewal;
  - (c) who travels with a motor truck, panel truck or station wagon, renewal, \$185.00, and \$235.00 for other than a renewal;
  - (d) who travels on foot with a basket, valise, bag or pack, for renewal, \$185.00, and \$235.00 for other than a renewal. (S.13, s.5)



15. Schedule 15 (Public Halls and Places of Amusement) : The licence fees for licences under Schedule 15 are as follows:

- (1) Billiard Room or Pool Room, a renewal, \$135.00, and \$185.00 for other than a renewal;
- (2) Exhibitions for which admission is charged, in other than a licensed theatre or a licensed public hall,
  - (a) of pictures, paintings, statuary, waxworks or other works of art, or curiosities or other objects of interest, per day, \$14.00;
  - (b) of performing horses, ponies or dogs, per day, \$37.00;
  - (c) of a menagerie or trained animal show, circus riding, wild-west show or other like show usually exhibited by showmen, or a carnival, but not including a circus held in a permanent indoor structure per day, \$100.00; and for each side show or other entertainment connected with or associated with each show mentioned in this clause, \$37.00;
  - (cc) of a circus held in a permanent indoor structure, per day, \$20.00;
  - (cd) Provided that the total of the daily fees for exhibitions or circuses do not exceed \$500.00.
  - (d) of a performance of a troupe or company of actors or musicians, or of dramatic or musical performances, for each performance, \$14.00;
  - (e) of boxing, wrestling or other like performance, for each performance, \$19.00;
- (3) Theatre or moving picture show, a renewal, \$135.00, and \$185 for other than a renewal;
- (4) Arena, \$270.00;
- (5) Bowling Alley, a renewal, \$135.00, and \$185.00 for other than a renewal;
- (6) Pinball or other Amusement Machine Parlours in which are located 4 or more machines, a renewal, \$135.00, and \$185.00 for other than a renewal;
- (7) Bingo Parlour, a renewal, \$135.00, and \$185.00 for other than a renewal;
- (8) Repealed (am. 93-240)
- (9) Public Hall, other than a Bingo Parlour, a renewal \$135.00, and \$185.00 for other than a renewal;
- (10) Roller Skating Rinks or like places of amusement, a renewal, \$135.00, and \$185.00 for other than a renewal.
- (11) Merry-Go-Round, Switchback Railway, Carousel or other like contrivances including Roller Coaster, for each day, \$50.00.
- (12) Rebound Tumbling Establishment;
  - (a) for 20 beds or less, \$19.00;
  - (b) for more than 20 beds, \$37.00.





(13) Shooting Gallery, \$19.00. (S.15, s.6)

16. Schedule 16 (Refreshment Vehicles) : The licence fees for a licence under Schedule 16 are, for renewal, \$185.00, and \$235.00 for other than a renewal. (S.16, s.10)

17. Schedule 17 (Salvage and Second-Hand Goods Businesses) : The licence fees for licences under Schedule 17 are as follows, for a renewal, \$135.00, and \$185.00 for other than a renewal. (S.17, s.8)

19. Schedule 19 (Sign Posters and Bill Distributors, etc.) : The licence fees for licences under Schedule 19 are as follows, for a renewal, \$185.00, and \$235.00 for other than a renewal. (S.19, s.3)

20. Schedule 20 (Tobacco, Cigars and Cigarette Retailers) : The licence fees for licences under Schedule 20 are, for a renewal, \$135.00, and \$185.00 for other than a renewal. (S.20, s.6)

21. Repealed (am. 93-152)

22. Schedule 22 (Transient Vendors) : The licence fees for licences under Schedule 22 are as follows:

- (1) Transient Vendor to which subsection (2) does not apply, for a three-month period or part thereof, \$500.00
- (2) Transient Vendor who is a farmer resident in Ontario offering for sale only the produce of his or her own farm, \$5.00. (S.22, s.8(1))

23. Repealed (am. 93-152)

24. Schedule 24 (Bake Shops) : The licence fees for licences under Schedule 24 are, for a renewal, \$135.00, and \$185.00 for other than a renewal. (S.24, s.3)

25. Repealed (am. 93-152)

26. Repealed (am. 93-152)

27. Repealed (am. 93-152)

28. Schedule 28 (Lodging Houses) : The licence fees for licences under Schedule 28 are, for a renewal, \$135.00 and \$185.00 for other than a renewal, except for second level lodging house licences, the fees for which are provided under by-law 80-259 as amended. (S.28, s.5)

29. Repealed (am. 93-152)

30. Schedule 30 (Pawnbrokers) : The licence fees for licences under Schedule 30 are, for a renewal \$135.00, and \$185.00 for other than a renewal. (S.30, s.3)

31. Schedule 31 (Public Baths) : The licence fee for a licence under Schedule 31 are, for renewal, \$270.00, and \$320.00 for other than a renewal. (S.31, s.2)

32. Schedule 32 (Public Garages) : The licence fees for licences under Schedule 32 are as follows:

- (1) For a public garage, other than an automobile service station as described in subsection (5), that is a building or place where motor vehicles are stored or kept for sale (Garage A), for a renewal, \$135.00, and \$185.00 for other than a renewal.



- (2) For a public garage, other than an automobile service station as described in subsection (5), that is a building or place used as a motor vehicle repair shop, including body and fender repairs (Garage B1), for a renewal, \$135.00, and \$185.00 for other than a renewal.
- (3) For a public garage, other than an automobile service station as described in subsection (5), that is a building or place used as a motor vehicle repair shop, except body and fender repairs (Garage B2), for a renewal, \$135.00, and \$185.00 for other than a renewal.
- (4) For a public garage, other than an automobile service station as described in subsection (5), that is a building or place used as a motor vehicle repair shop for body and fender repairs (Garage B3), for a renewal, \$135.00, and \$185.00 for other than a renewal.
- (5) For a public garage that is only an automobile service station within the meaning of the provisions of paragraph 154 of section 154 of the Municipal Act, R.S.O. 1990, Chapter M.45, except a retail store not otherwise an automobile station where gasoline or oils are sold in sealed containers only (Garage C), for a renewal, \$135.00, and \$185.00 for other than a renewal.
- (6) For a public garage, other than an automobile service station as described in subsection (5), that is a parking station or a parking lot (Garage D), for a renewal, \$135.00, and \$185.00 for other than a renewal.

Provided that an automobile service station with no more than five parking spaces for hire shall not be deemed to be a parking station or parking lot within the meaning of this section.

- (7) For a public garage that is a building or place used for only washing or cleaning motor vehicles or in addition to being an automobile service station as described in subsection (5) (Garage E), for a renewal, \$135.00, and \$185.00 for other than a renewal.

Provided that a licensed public garage not having special equipment capable of washing or cleaning more than 15 motor vehicles a day shall not be deemed to be a building or place used for washing or cleaning motor vehicles within the meaning of this section. (S.32, s.10)

#### 40. Repealed (am. 93-152)

41. Schedule 41 (Precious Metals and Old Jewellery Dealers) : The licence fees for licences under Schedule 41 are, for a renewal, \$135.00, and \$185.00 for other than a renewal. (S.41, s.4)

42. Schedule 42 (Building Exterior Cleaners) : The licence fees for licences under Schedule 42 are, for a renewal, \$185.00, and \$235.00 for other than a renewal. (S.42, s.5)

43. Schedule 43 (Flea Markets) : The licence fees for licences under Schedule 43 are as follows:

- (1) For a Flea Market Owner, a renewal, \$135.00, and \$185.00 for other than a renewal. (S.43, s. 10)
- (2) Repealed (am. 93-152)





BY-LAW NO. 96 -038

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12TH DAY OF MARCH A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

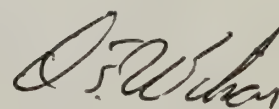
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            12th                            day of        March                                            A.D. 1996

  
ACTING CITY CLERK



  
Acting        MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 96- 039

**TO REVISE THE USER FEES FOR CULTURE AND RECREATION ACTIVITIES**

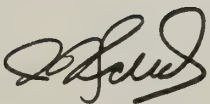
**WHEREAS** the Savings and Restructuring Act authorizes municipalities to pass By-laws to impose fees on any class of persons for services or activities provided or done by or on its behalf.

**AND WHEREAS** City Council, on February 27, 1996, in adopting Item 1 of the 2nd Report of the Committee of the Whole authorized this By-law;

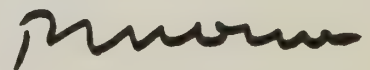
**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The rates and fees specified by Schedules "A to J" inclusive, attached to and forming part of this By-law, are hereby enacted.

**PASSED** this            *26th*            day of            *March*            , 1996.



CITY CLERK



MAYOR





**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "A" TO BY-LAW NO. 96- 039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**a) RECREATION CENTRE MEMBERSHIPS:**

- i) That the current membership fee structure be revised as outlined in the following chart effective 1996, June 3; and,
- ii) That the non-resident fee be rounded off to the nearest dollar.

**Resident Year-round Memberships:**

|                      |                               |
|----------------------|-------------------------------|
| Family               | \$70.00 to \$85.00 (\$128.00) |
| Single Parent Family | \$55.00 to \$65.00 (\$ 97.00) |
| Adult                | \$55.00 to \$55.00 (\$ 82.00) |
| Youth                | \$15.00 to \$25.00 (\$ 37.00) |
| Senior/Special Needs | \$15.00 to \$20.00 (\$ 30.00) |
| Replacement          | \$ 3.00 to \$ 3.00 (\$ 4.00)  |

**Note: G.S.T. is included in the above rates, non-resident fees in brackets.**



**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "B" TO BY-LAW NO. 96-039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**a) SWIM INSTRUCTION:**

- i) That user fees for learn to swim programs be increased by \$10 to set the 1996 rate at \$25 per set of lessons effective 1996 June 3; and,
- ii) That the registration fee for advanced aquatics (Bronze Medallion, Bronze Cross, Senior Resuscitation, etc.) remain at \$25.00. but that the cost of exam fees and course manuals become the responsibility of the participant.





**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "C" TO BY-LAW NO. 96-039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**CIVIC GOLF COURSES**

- a) That the 1996 schedule of membership and greens fees as per attached charts be approved, and
- b) That the long range forecast for membership and green fees as per attached charts be approved in principle, subject to annual review by the Parks and Recreation Committee and Council



**HAMILTON CIVIC GOLF COURSES**  
**3 YEAR PROPOSED RATES AND FEES**

27-Feb-98

**INDIVIDUAL COURSE OPTIONS**

**CHEDOKE - MARTIN**

|                             | '95 Beddoe/Martin | '96 Martin only | '97 Martin only | '98 Martin only |
|-----------------------------|-------------------|-----------------|-----------------|-----------------|
| ADULT                       | \$645             | \$645           | \$645           | \$645           |
| ADULT - non resident        | \$745             | \$745           | \$745           | \$745           |
| COUPLES                     | \$1,200           | \$1,190         | \$1,190         | \$1,190         |
| COUPLES - non resident      | \$1,300           | \$1,290         | \$1,290         | \$1,290         |
| FAMILY                      | \$1,325           | \$1,340         | \$1,340         | \$1,340         |
| FAMILY - non resident       | \$1,425           | \$1,440         | \$1,440         | \$1,440         |
| JUNIOR                      | \$235             | \$150           | \$150           | \$150           |
| JUNIOR - non resident       | \$335             | \$250           | \$250           | \$250           |
| INTERMEDIATE                | \$430             | \$400           | \$400           | \$400           |
| INTERMEDIATE - non resident | \$530             | \$500           | \$500           | \$500           |
| PENSIONER                   | \$430             | \$430           | \$430           | \$430           |
| PENSIONER - non resident    | \$530             | \$530           | \$530           | \$530           |
| WEEKDAY ONLY (5 DAYS)       | \$430             | \$430           | \$430           | \$430           |
| WEEKDAY ONLY - non resident | \$530             | \$530           | \$530           | \$530           |

**CHEDOKE - BEDDOE**

|                             | '95 Beddoe/Martin | '96 Beddoe only | '97 Beddoe only | '98 Beddoe only |
|-----------------------------|-------------------|-----------------|-----------------|-----------------|
| ADULT                       | \$645             | \$750           | \$850           | \$900           |
| ADULT - non resident        | \$745             | \$850           | \$950           | \$1,000         |
| COUPLES                     | \$1,200           | \$1,400         | \$1,600         | \$1,700         |
| COUPLES - non resident      | \$1,300           | \$1,500         | \$1,700         | \$1,800         |
| FAMILY                      | \$1,325           | \$1,775         | \$2,025         | \$2,150         |
| FAMILY - non resident       | \$1,425           | \$1,875         | \$2,125         | \$2,250         |
| JUNIOR                      | \$235             | \$375           | \$425           | \$450           |
| JUNIOR - non resident       | \$335             | \$475           | \$525           | \$550           |
| INTERMEDIATE                | \$430             | \$450           | \$510           | \$540           |
| INTERMEDIATE - non resident | \$530             | \$550           | \$610           | \$640           |
| PENSIONER                   | \$430             | \$525           | \$595           | \$630           |
| PENSIONER - non resident    | \$530             | \$625           | \$695           | \$730           |
| WEEKDAY ONLY (5 DAYS)       | \$430             | \$525           | \$595           | \$630           |
| WEEKDAY ONLY - non resident | \$530             | \$625           | \$695           | \$730           |

**KINGS FOREST**

|                             | 1995    | 1996    | 1997    | 1998    |
|-----------------------------|---------|---------|---------|---------|
| ADULT                       | \$750   | \$850   | \$950   | \$1,050 |
| ADULT - non resident        | \$850   | \$950   | \$1,050 | \$1,150 |
| COUPLES                     | \$1,360 | \$1,600 | \$1,800 | \$2,000 |
| COUPLES - non resident      | \$1,460 | \$1,700 | \$1,900 | \$2,100 |
| FAMILY                      | \$1,500 | \$2,025 | \$2,275 | \$2,525 |
| FAMILY - non resident       | \$1,600 | \$2,125 | \$2,375 | \$2,625 |
| JUNIOR                      | \$305   | \$425   | \$475   | \$525   |
| JUNIOR - non resident       | \$405   | \$525   | \$575   | \$625   |
| INTERMEDIATE                | \$450   | \$510   | \$570   | \$630   |
| INTERMEDIATE - non resident | \$550   | \$610   | \$670   | \$730   |
| PENSIONER                   | \$450   | \$595   | \$665   | \$735   |
| PENSIONER - non resident    | \$550   | \$695   | \$765   | \$835   |
| WEEKDAY ONLY (5 DAYS)       | \$450   | \$595   | \$665   | \$735   |
| WEEKDAY ONLY - non resident | \$550   | \$695   | \$765   | \$835   |





**DUAL-COURSE OPTIONS**

**CHEDOKE - Beddoe/Martin**

|                             | 1995    | 1996    | 1997    | 1998    |
|-----------------------------|---------|---------|---------|---------|
| ADULT                       | \$645   | \$780   | \$900   | \$1,050 |
| ADULT - non resident        | \$745   | \$880   | \$1,000 | \$1,150 |
| COUPLES                     | \$1,200 | \$1,480 | \$1,700 | \$2,000 |
| COUPLES - non resident      | \$1,300 | \$1,560 | \$1,800 | \$2,100 |
| FAMILY                      | \$1,325 | \$1,850 | \$2,150 | \$2,525 |
| FAMILY - non resident       | \$1,425 | \$1,950 | \$2,250 | \$2,625 |
| JUNIOR                      | \$235   | \$390   | \$450   | \$525   |
| JUNIOR - non resident       | \$335   | \$490   | \$550   | \$625   |
| INTERMEDIATE                | \$430   | \$468   | \$540   | \$630   |
| INTERMEDIATE - non resident | \$530   | \$568   | \$640   | \$730   |
| PENSIONER                   | \$430   | \$546   | \$630   | \$735   |
| PENSIONER - non resident    | \$530   | \$646   | \$730   | \$835   |
| WEEKDAY ONLY (5 DAYS)       | \$430   | \$546   | \$630   | \$735   |
| WEEKDAY ONLY - non resident | \$530   | \$646   | \$730   | \$835   |

**MULTI-COURSE OPTION**

**CITY WIDE MEMBERSHIP**

|                             | N/A | 1996    | 1997    | 1998    |
|-----------------------------|-----|---------|---------|---------|
| ADULT                       |     | \$950   | \$1,050 | \$1,150 |
| ADULT - non resident        |     | \$1,050 | \$1,150 | \$1,250 |
| COUPLES                     |     | \$1,800 | \$2,000 | \$2,200 |
| COUPLES - non resident      |     | \$1,900 | \$2,100 | \$2,300 |
| FAMILY                      |     | \$2,275 | \$2,525 | \$2,775 |
| FAMILY - non resident       |     | \$2,375 | \$2,625 | \$2,875 |
| JUNIOR                      |     | \$475   | \$525   | \$575   |
| JUNIOR - non resident       |     | \$575   | \$625   | \$675   |
| INTERMEDIATE                |     | \$570   | \$630   | \$690   |
| INTERMEDIATE - non resident |     | \$670   | \$730   | \$790   |
| PENSIONER                   |     | \$665   | \$735   | \$805   |
| PENSIONER - non resident    |     | \$765   | \$835   | \$905   |
| WEEKDAY ONLY (5 DAYS)       |     | \$665   | \$735   | \$805   |
| WEEKDAY ONLY - non resident |     | \$765   | \$835   | \$905   |



**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "D" TO BY-LAW NO. 96- 039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**ARENA RENTALS**



| WINTER | 1995 RATE | PROPOSED 1996 RATE |
|--------|-----------|--------------------|
|--------|-----------|--------------------|

|                                    |            |                     |
|------------------------------------|------------|---------------------|
| Recreational House League Hockey   | \$ 45      | \$ 55               |
| Hub Hockey                         | \$ 53      | \$ 63               |
| Rep. Hockey                        | \$ 60      | \$ 70               |
| Ringette                           | \$ 45 \$53 | \$ 55 \$63 (Select) |
| Sledge Hockey                      | \$ 45      | \$ 45               |
| Can Skate/Figure Skating Clubs     | \$ 80      | \$ 80               |
| Power Skating                      | \$ 80      | \$135               |
| Private Rentals: Prime Time        | \$130      | \$135               |
| Non-Prime                          | \$ 85      | \$ 90               |
| Department Affiliated Youth Organ. | \$ 80      | \$ 85               |
| Tournament: Youth                  | \$ 70      | \$ 80               |
| Adult                              | \$130      | \$135               |

### SUMMER SURFACE (Non-Ice)

|                          |       |       |
|--------------------------|-------|-------|
| Men's Ball Hockey: Youth | \$ 30 | \$ 35 |
| Adult                    | \$ 45 | \$ 50 |
| In-Line Skating: Youth   | \$ 30 | \$ 35 |
| Adult                    | \$ 45 | \$ 50 |
| Lacrosse: Youth          | \$ 30 | \$ 35 |
| Select                   | \$ 30 | \$ 45 |
| Tournament:              | \$ 50 | \$ 60 |

|                   |       |       |
|-------------------|-------|-------|
| SUMMER ICE: Youth | \$100 | \$106 |
| Adult             | \$150 | \$155 |

### SUMMER ICE TOURNAMENT:

|       |       |       |
|-------|-------|-------|
| Youth | \$100 | \$106 |
| Adult | \$150 | \$155 |





**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "E" TO BY-LAW NO. 96- 039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**SPORTS FIELD RENTALS**



Hamilton Department of Culture and Recreation  
 USER FEE CHART – 1996 Proposed Rates & Fees

MINOR SPORTS FACILITIES

| GAME/PRACTICE | FLAT RATE PER DAY (plus applicable taxes) |                       |                                                   |  | MAXIMUM<br>per field<br>per season |
|---------------|-------------------------------------------|-----------------------|---------------------------------------------------|--|------------------------------------|
|               | WEEKDAY                                   | WEEKEND<br>Sat or Sun | WEEKEND<br>Sat or Sun<br>– more than<br>six hours |  |                                    |
| ADULT         | \$11.00                                   | \$11.00               | \$22.00                                           |  | \$840.00                           |
| YOUTH         | \$2.25                                    | \$2.25                | \$4.50                                            |  | \$140.00                           |

**TOURNAMENTS**

Deposit will only be refunded if written notice of cancellation is received more than two weeks prior to date of tournament.

|       |          |
|-------|----------|
| ADULT | \$100.00 |
| YOUTH | \$50.00  |

**TOURNAMENTS WITH LIQUOR**

|                                |          |                  |
|--------------------------------|----------|------------------|
| Liquor Approval Processing Fee | \$100.00 | non – refundable |
|--------------------------------|----------|------------------|





Hamilton Department of Culture and Recreation  
**USER FEE CHART - Proposed Rates & Fees**

**Major Facilities - Baseball**

| GAME/PRACTICE   | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|-----------------|---------------------------------------------------------|---------|---------|---------|---------|
|                 | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| LIGHTS (per/hr) | SEMI PRO                                                | \$26.00 | \$26.00 | \$26.00 | \$26.00 |
|                 | ADULT                                                   | \$22.00 | \$24.00 | \$26.00 | \$26.00 |
|                 | YOUTH                                                   | \$13.00 | \$13.00 | \$13.00 | \$13.00 |
|                 | Bd of Education                                         | \$13.00 | \$13.50 | \$13.50 | \$13.50 |
|                 | SEMI PRO                                                | \$11.00 | \$11.00 | \$11.00 | \$11.00 |
|                 | ADULT                                                   | \$3.70  | \$7.40  | \$11.00 | \$11.00 |
|                 | YOUTH                                                   | \$5.50  | \$5.50  | \$5.50  | \$5.50  |

**GAME Ticket/Spectators/Tournaments**

| GAME Ticket/Spectators/Tournaments                                  | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|---------------------------------------------------------------------|---------------------------------------------------------|---------|---------|---------|---------|
|                                                                     | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| • 1996 Tournaments at Globe Park will have a \$750.00 cap/per date. | SEMI PRO                                                | \$62.00 | \$62.00 | \$62.00 | \$62.00 |
|                                                                     | ADULT                                                   | \$25.00 | \$34.25 | \$43.50 | \$62.00 |
|                                                                     | YOUTH                                                   | \$15.00 | \$23.00 | \$31.00 | \$31.00 |
|                                                                     | Bd of Education                                         | \$31.00 | \$31.00 | \$31.00 | \$31.00 |
|                                                                     | SEMI PRO                                                | \$11.00 | \$11.00 | \$11.00 | \$11.00 |
|                                                                     | ADULT                                                   | \$3.70  | \$7.40  | \$11.00 | \$11.00 |
| LIGHTS (per/hr)                                                     | YOUTH                                                   | \$5.50  | \$5.50  | \$5.50  | \$5.50  |

**Major Facilities - Soccer/Football**

| GAME/PRACTICE   | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|-----------------|---------------------------------------------------------|---------|---------|---------|---------|
|                 | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| LIGHTS (per/hr) | SEMI PRO                                                | \$27.00 | \$27.00 | \$27.00 | \$27.00 |
|                 | ADULT                                                   | \$22.50 | \$25.00 | \$27.00 | \$27.00 |
|                 | YOUTH                                                   | \$13.50 | \$13.50 | \$13.50 | \$13.50 |
|                 | Bd of Education                                         | \$13.50 | \$13.50 | \$13.50 | \$13.50 |
|                 | SEMI PRO                                                | \$11.00 | \$11.00 | \$11.00 | \$11.00 |
|                 | ADULT                                                   | \$3.70  | \$7.40  | \$11.00 | \$11.00 |
|                 | YOUTH                                                   | \$5.50  | \$5.50  | \$5.50  | \$5.50  |

**GAME Ticket/Spectators/Tournaments**

| GAME Ticket/Spectators/Tournaments | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|------------------------------------|---------------------------------------------------------|---------|---------|---------|---------|
|                                    | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| LIGHTS (per/hr)                    | SEMI PRO                                                | \$66.00 | \$66.00 | \$66.00 | \$66.00 |
|                                    | ADULT                                                   | \$27.00 | \$36.75 | \$46.50 | \$66.00 |
|                                    | YOUTH                                                   | \$16.00 | \$24.00 | \$33.00 | \$33.00 |
|                                    | Bd of Education                                         | \$33.00 | \$33.00 | \$33.00 | \$33.00 |
|                                    | SEMI PRO                                                | \$11.00 | \$11.00 | \$11.00 | \$11.00 |
|                                    | ADULT                                                   | \$3.70  | \$7.40  | \$11.00 | \$11.00 |
|                                    | YOUTH                                                   | \$5.50  | \$5.50  | \$5.50  | \$5.50  |



**Major Facilities - Bernie Arbour Stadium**

| GAME/PRACTICE   | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|-----------------|---------------------------------------------------------|---------|---------|---------|---------|
|                 | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| SEMI PRO        | \$53.00                                                 | \$53.00 | \$53.00 | \$53.00 | \$53.00 |
| ADULT           | \$25.00                                                 | \$40.00 | \$53.00 | \$53.00 | \$53.00 |
| YOUTH           | \$15.00                                                 | \$21.00 | \$26.50 | \$26.50 | \$26.50 |
| Bd of Education | \$26.50                                                 | \$26.50 | \$26.50 | \$26.50 | \$26.50 |
| SEMI PRO        | \$11.00                                                 | \$11.00 | \$11.00 | \$11.00 | \$11.00 |
| ADULT           | \$3.70                                                  | \$7.40  | \$11.00 | \$11.00 | \$11.00 |
| YOUTH           | \$5.50                                                  | \$5.50  | \$5.50  | \$5.50  | \$5.50  |

LIGHTS (per/hr)

**Major Facilities - Bernie Arbour Stadium**

| GAME Tickets/Spectators/Tournaments | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|-------------------------------------|---------------------------------------------------------|---------|---------|---------|---------|
|                                     | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| SEMI PRO                            | \$95.00                                                 | \$95.00 | \$95.00 | \$95.00 | \$95.00 |
| ADULT                               | \$31.50                                                 | \$63.00 | \$95.00 | \$95.00 | \$95.00 |
| YOUTH                               | \$15.75                                                 | \$32.00 | \$47.50 | \$47.50 | \$47.50 |
| Bd of Education                     | \$47.50                                                 | \$47.50 | \$47.50 | \$47.50 | \$47.50 |
| SEMI PRO                            | \$11.00                                                 | \$11.00 | \$11.00 | \$11.00 | \$11.00 |
| ADULT                               | \$3.70                                                  | \$7.40  | \$11.00 | \$11.00 | \$11.00 |
| YOUTH                               | \$5.50                                                  | \$5.50  | \$5.50  | \$5.50  | \$5.50  |

LIGHTS (per/hr)

**Major Facilities - Track & Field**

| ACTIVITIES      | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|-----------------|---------------------------------------------------------|---------|---------|---------|---------|
|                 | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| ADULT           | \$19.00                                                 | \$19.00 | \$19.00 | \$19.00 | \$19.00 |
| YOUTH           | \$9.50                                                  | \$9.50  | \$9.50  | \$9.50  | \$9.50  |
| Bd of Education | \$9.50                                                  | \$9.50  | \$9.50  | \$9.50  | \$9.50  |
| ADULT           | \$11.00                                                 | \$11.00 | \$11.00 | \$11.00 | \$11.00 |
| YOUTH           | \$5.50                                                  | \$5.50  | \$5.50  | \$5.50  | \$5.50  |

LIGHTS (per/hr)

**\*\* National/Provincial Tournaments - FEE NEGOTIABLE**





**NON-RESIDENT USER FEE CHART - Proposed Rates & Fees****Major Facilities - Baseball**

| GAME/PRACTICE   | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|-----------------|---------------------------------------------------------|---------|---------|---------|---------|
|                 | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| SEMI PRO        | \$39.00                                                 | \$39.00 | \$39.00 | \$39.00 | \$39.00 |
| ADULT           | \$33.00                                                 | \$36.00 | \$39.00 | \$39.00 | \$39.00 |
| YOUTH           | \$19.50                                                 | \$19.50 | \$19.50 | \$19.50 | \$19.50 |
| Bd of Education | \$19.50                                                 | \$20.25 | \$20.25 | \$20.25 | \$20.25 |
| LIGHTS (per/hr) | \$16.50                                                 | \$16.50 | \$16.50 | \$16.50 | \$16.50 |
| SEMI PRO        | \$5.55                                                  | \$11.10 | \$16.50 | \$16.50 | \$16.50 |
| ADULT           | \$8.25                                                  | \$8.25  | \$8.25  | \$8.25  | \$8.25  |
| YOUTH           |                                                         |         |         |         |         |

**GAME Ticket/Spectators/Tournaments**

| GAME Ticket/Spectators/Tournaments | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|------------------------------------|---------------------------------------------------------|---------|---------|---------|---------|
|                                    | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| SEMI PRO                           | \$93.00                                                 | \$93.00 | \$93.00 | \$93.00 | \$93.00 |
| ADULT                              | \$37.50                                                 | \$51.38 | \$65.25 | \$79.50 | \$93.00 |
| YOUTH                              | \$22.50                                                 | \$34.50 | \$46.50 | \$46.50 | \$46.50 |
| Bd of Education                    | \$46.50                                                 | \$46.50 | \$46.50 | \$46.50 | \$46.50 |
| LIGHTS (per/hr)                    | \$16.50                                                 | \$16.50 | \$16.50 | \$16.50 | \$16.50 |
| SEMI PRO                           | \$5.55                                                  | \$11.10 | \$16.50 | \$16.50 | \$16.50 |
| ADULT                              | \$8.25                                                  | \$8.25  | \$8.25  | \$8.25  | \$8.25  |
| YOUTH                              |                                                         |         |         |         |         |

\* 1998 Tournaments at Globe Park will have a \$1,125.00 cap/per date.

**Major Facilities - Soccer/Football**

| GAME/PRACTICE   | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|-----------------|---------------------------------------------------------|---------|---------|---------|---------|
|                 | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| SEMI PRO        | \$40.50                                                 | \$40.50 | \$40.50 | \$40.50 | \$40.50 |
| ADULT           | \$33.75                                                 | \$37.50 | \$40.50 | \$40.50 | \$40.50 |
| YOUTH           | \$20.25                                                 | \$20.25 | \$20.25 | \$20.25 | \$20.25 |
| Bd of Education | \$20.25                                                 | \$20.25 | \$20.25 | \$20.25 | \$20.25 |
| LIGHTS (per/hr) | \$16.50                                                 | \$16.50 | \$16.50 | \$16.50 | \$16.50 |
| SEMI PRO        | \$5.55                                                  | \$11.10 | \$16.50 | \$16.50 | \$16.50 |
| ADULT           | \$8.25                                                  | \$8.25  | \$8.25  | \$8.25  | \$8.25  |
| YOUTH           |                                                         |         |         |         |         |

**GAME Ticket/Spectators/Tournaments**

| GAME Ticket/Spectators/Tournaments | RATE/per hour (lights are extra, plus applicable taxes) |         |         |         |         |
|------------------------------------|---------------------------------------------------------|---------|---------|---------|---------|
|                                    | 1996                                                    | 1997    | 1998    | 1999    | 2000    |
| SEMI PRO                           | \$99.00                                                 | \$99.00 | \$99.00 | \$99.00 | \$99.00 |
| ADULT                              | \$40.50                                                 | \$55.13 | \$69.75 | \$84.38 | \$99.00 |
| YOUTH                              | \$24.00                                                 | \$36.00 | \$49.50 | \$49.50 | \$49.50 |
| Bd of Education                    | \$49.50                                                 | \$49.50 | \$49.50 | \$49.50 | \$49.50 |
| LIGHTS (per/hr)                    | \$16.50                                                 | \$16.50 | \$16.50 | \$16.50 | \$16.50 |
| SEMI PRO                           | \$5.55                                                  | \$11.10 | \$16.50 | \$16.50 | \$16.50 |
| ADULT                              | \$8.25                                                  | \$8.25  | \$8.25  | \$8.25  | \$8.25  |
| YOUTH                              |                                                         |         |         |         |         |





Major Facilities - Bertie Arbour Stadium

RATE/per hour (lights are extra, plus applicable taxes)

| GAME/PRACTICE   | 1996    | 1997    | 1998    | 1999    | 2000    |
|-----------------|---------|---------|---------|---------|---------|
| SEMI PRO        | \$79.50 | \$79.50 | \$79.50 | \$79.50 | \$79.50 |
| ADULT           | \$37.50 | \$60.00 | \$79.50 | \$79.50 | \$79.50 |
| YOUTH           | \$22.50 | \$31.50 | \$39.75 | \$39.75 | \$39.75 |
| Bd of Education | \$39.75 | \$39.75 | \$39.75 | \$39.75 | \$39.75 |
| SEMI PRO        | \$16.50 | \$16.50 | \$16.50 | \$16.50 | \$16.50 |
| ADULT           | \$5.55  | \$11.10 | \$16.50 | \$16.50 | \$16.50 |
| YOUTH           | \$8.25  | \$8.25  | \$8.25  | \$8.25  | \$8.25  |

LIGHTS (per/hr)

RATE/per hour (lights are extra, plus applicable taxes)

| GAME Ticket/Spectators/Tournaments | 1996     | 1997     | 1998     | 1998     | 1998     |
|------------------------------------|----------|----------|----------|----------|----------|
| SEMI PRO                           | \$142.50 | \$142.50 | \$142.50 | \$142.50 | \$142.50 |
| ADULT                              | \$47.25  | \$94.50  | \$142.50 | \$142.50 | \$142.50 |
| YOUTH                              | \$23.63  | \$48.00  | \$71.25  | \$71.25  | \$71.25  |
| Bd of Education                    | \$71.25  | \$71.25  | \$71.25  | \$71.25  | \$71.25  |
| SEMI PRO                           | \$16.50  | \$16.50  | \$16.50  | \$16.50  | \$16.50  |
| ADULT                              | \$5.55   | \$11.10  | \$16.50  | \$16.50  | \$16.50  |
| YOUTH                              | \$8.25   | \$8.25   | \$8.25   | \$8.25   | \$8.25   |

LIGHTS (per/hr)

Major Facilities - Track & Field

RATE/per hour (lights are extra, plus applicable taxes)

| GAME/PRACTICE   | 1996    | 1997    | 1998    | 1998    | 1998    |
|-----------------|---------|---------|---------|---------|---------|
| ADULT           | \$28.50 | \$28.50 | \$28.50 | \$28.50 | \$28.50 |
| YOUTH           | \$14.25 | \$14.25 | \$14.25 | \$14.25 | \$14.25 |
| Bd of Education | \$14.25 | \$14.25 | \$14.25 | \$14.25 | \$14.25 |
| ADULT           | \$16.50 | \$16.50 | \$16.50 | \$16.50 | \$16.50 |
| YOUTH           | \$8.25  | \$8.25  | \$8.25  | \$8.25  | \$8.25  |

\*\* National/Provincial Tournaments - FEE NEGOTIABLE



Hamilton Department of Culture and Recreation  
USER FEE CHART - 1996 Proposed Rates & Fees

| Ivor Wynne Stadium                            |          | RATE/per hour flights are extra, plus applicable taxes) |                |
|-----------------------------------------------|----------|---------------------------------------------------------|----------------|
| GAME/PRACTICE<br>No Spectators                | SEMI PRO | Resident                                                | Non - Resident |
|                                               | ADULT    | \$84.11                                                 | \$126.17       |
|                                               | YOUTH    | \$56.07                                                 | \$84.11        |
|                                               | 2 Banks  | \$28.04                                                 | \$42.06        |
| LIGHTS (per/hr)<br>Rate applies to all groups | 4 Banks  | \$6.28                                                  | \$9.42         |
|                                               | 8 Banks  | \$12.56                                                 | \$18.84        |
|                                               |          | \$25.12                                                 | \$37.68        |

| GAME Ticket/Spectators/Tournaments            |          | RATE/per hour flights are extra, plus applicable taxes) |          |
|-----------------------------------------------|----------|---------------------------------------------------------|----------|
| SEMI PRO                                      | Resident | Non - Resident                                          |          |
|                                               | \$235.33 | \$353.00                                                |          |
|                                               | ADULT    | \$70.09                                                 | \$105.14 |
|                                               | YOUTH    | \$44.53                                                 | \$66.80  |
| LIGHTS (per/hr)<br>Rate applies to all groups | 2 Banks  | \$6.28                                                  | \$9.42   |
|                                               | 4 Banks  | \$12.56                                                 | \$18.84  |
|                                               | 8 Banks  | \$25.12                                                 | \$37.68  |

| Board of Education                            |          | RATE/per hour flights are extra, plus applicable taxes) |         |
|-----------------------------------------------|----------|---------------------------------------------------------|---------|
| Game                                          | Resident | Non - Resident                                          |         |
|                                               | \$63.08  | \$253.94                                                |         |
|                                               | 2 Banks  | \$6.28                                                  | \$9.42  |
|                                               | 4 Banks  | \$12.56                                                 | \$18.84 |
| LIGHTS (per/hr)<br>Rate applies to all groups | 8 Banks  | \$25.12                                                 | \$37.68 |

**Special Events & Professional Sporting Activities** (negotiable, currently under review)

| Additional Amenities                                                                                                                                                           |  | Flat Fee/per date |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|-------------------|
| Scoreboard Rental (operator not included)<br>Sound System Rental (operator not included)<br>Television Network Hook-up (CBC, TSN, etc...)<br>Television System Hook-up (Cable) |  | \$200.00          |
|                                                                                                                                                                                |  | \$200.00          |
|                                                                                                                                                                                |  | \$450.00          |
|                                                                                                                                                                                |  | \$150.00          |

HOLIDAY RATES are standard group rate for the facility, plus attendant(s) overtime wages.





Hamilton Department of Culture and Recreation  
 USER FEE CHART - 1996 Proposed Rates & Fees

**CHEDOKE WINTER SPORTS PARK**

| RATE/per date      |                  |
|--------------------|------------------|
| TOW FEES - 1/2 day | ADULT            |
|                    | Resident \$15.00 |
|                    | YOUTH            |
|                    | \$13.00          |

| RATE/per date       |                  |
|---------------------|------------------|
| TOW FEES - Full Day | ADULT            |
|                     | Resident \$18.00 |
|                     | YOUTH            |
|                     | \$15.00          |

| RATE/per date                    |                   |
|----------------------------------|-------------------|
| SKI PACKAGES<br>(packages of 10) | ADULT             |
|                                  | Resident \$162.00 |
|                                  | YOUTH             |
|                                  | \$135.00          |



**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "F" TO BY-LAW NO. 96- 039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**a) CAMP KIDACA (Beach Strip Only):**

That the registration fee for the Beach Strip location of Camp Kidaca be increased as follows, effective 1996 May 1:

From \$35. to \$45. for the four day week with a statutory holiday; and  
from \$40. to 55. for all other weeks.



**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "G" TO BY-LAW NO. 96-039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**a) ROWING PROGRAM:**

That the registration fee for the Rowing Program be increased from \$50. to \$60. effective 1996 June 3.





DEPARTMENT OF CULTURE AND RECREATION

SCHEDULE "H" TO BY-LAW NO. 96- 039

SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996

a) GENERAL PUBLIC/CASUAL VISITOR ADMISSION

- i) That the current general public/casual visitor admission structure be revised as outlined in the following chart effective 1996, March 1 except for Children's Museum Membership increase which will be considered at their Annual General Meeting to be held in April 1996.

DUNDURN

(Combined Military Museum Ticket)

| Service Category | Current Fee | Proposed Fee |
|------------------|-------------|--------------|
| Adult            | 4.70        | 5.40         |
| Senior           | 3.40        | 5.00         |
| Student          | 3.40        | 4.60         |
| Child            | 1.90        | 2.25         |
| Family           | 14.10       | 14.30        |

MILITARY

(Combined Dundurn Castle Ticket)

|         |     |      |
|---------|-----|------|
| Adult   | .30 | .60  |
| Senior  | .10 | .50  |
| Student | .10 | .40  |
| Child   | .10 | .25  |
| Family  | .90 | 1.70 |

Note with combined tickets Dundurn pays the G.S.T.

MILITARY

(sold at door - not combined)

|         |      |      |
|---------|------|------|
| Adult   | 1.75 | 2.00 |
| Senior  | 1.50 | 1.75 |
| Student | 1.50 | 1.75 |
| Child   | 1.25 | 1.50 |
| Family  | —    | —    |



## STEAM MUSEUM

| Service Category | Current Fee | Proposed Fee |
|------------------|-------------|--------------|
| Adult            | 2.50        | 3.50         |
| Senior           | 2.00        | 3.00         |
| Student          | 2.00        | 2.50         |
| Child            | 1.50        | 2.00         |
| Family           | N/A         | 10.00        |

## WHITEHERN

|         |      |       |
|---------|------|-------|
| Adult   | 2.50 | 3.50  |
| Senior  | 2.00 | 3.00  |
| Student | 2.00 | 2.50  |
| Child   | 1.50 | 2.00  |
| Family  | N/A  | 10.00 |

## CHILDREN'S

|            |      |       |
|------------|------|-------|
| Adult      | N/A  | N/A   |
| Senior     | N/A  | N/A   |
| Student    | N/A  | N/A   |
| Child      | 2.25 | 2.50  |
| Membership | 5.00 | 10.00 |

Note: G.S.T. is included in the above rates.

Family rates for the Military Museum, Steam Museum and Whitehern are a new admission category.

## b) EDUCATIONAL PROGRAMMES - CHILDRENS

### DUNDURN

|                      |      |      |
|----------------------|------|------|
| Life of a Servant    | 5.00 | 5.00 |
| Sesquicentennial     | 2.50 | 2.50 |
| Burlington Heights   | 4.00 | 4.00 |
| Education Tour (15+) | 1.80 | 2.25 |
| Badge                | 5.00 | 5.00 |

### MILITARY

|                      |      |       |
|----------------------|------|-------|
| Education Tour       | 1.75 | 2.00  |
| Education Program    | 3.50 | 4.00  |
| Education Tour (>20) | 1.55 | 1.80  |
| Education Student    | 1.90 | 2.15* |





b) **EDUCATIONAL PROGRAMMES - CHILDRENS**

STEAM

|                |             |      |
|----------------|-------------|------|
| Education Tour | 1.60/1.75** | 2.00 |
|----------------|-------------|------|

WHITEHERN

|                |             |      |
|----------------|-------------|------|
| Education Tour | 1.60/1.75** | 2.00 |
| Bookbinding    | 5.00        | 5.00 |
| Badge          | 4.00        | 4.00 |

CHILDREN'S

|                  |      |      |
|------------------|------|------|
| Sesquicentennial | 2.25 | 2.25 |
|------------------|------|------|

\*Note: This is the only category where GST applies because the program is designed to exclusively for children over 14 years of age.

\*\*Note:Rate depends on size of group.

c) **GROUPS - COMMUNITY, TRAVEL TRADE AND SPECIALTY EDUCATION**

DUNDURN

|         |      |      |
|---------|------|------|
| Adult   | 4.50 | 5.40 |
| Senior  | 3.25 | 4.50 |
| Student | 3.75 | 4.00 |
| Child   | 2.00 | 2.25 |

MILITARY

|         |      |      |
|---------|------|------|
| Adult   | 1.60 | 1.80 |
| Senior  | 1.35 | 1.55 |
| Student | 1.35 | 1.55 |
| Child   | 1.15 | 1.35 |

STEAM

|         |      |      |
|---------|------|------|
| Adult   | 2.25 | 3.00 |
| Senior  | 1.80 | 3.00 |
| Student | 1.80 | 2.00 |

WHITEHERN

|         |      |      |
|---------|------|------|
| Adult   | 2.25 | 3.00 |
| Senior  | 1.80 | 3.00 |
| Student | 1.80 | 2.00 |

CHILDREN'S

|         |     |     |
|---------|-----|-----|
| Adult   | NIL | NIL |
| Senior  | NIL | NIL |
| Student | NIL | NIL |



d) SPECIAL PROGRAMMES

**DUNDURN CASTLE**

|                  |       |       |
|------------------|-------|-------|
| Candlelight Tour | 10.00 | 12.00 |
| Fashion Show     | 6.00  | 12.00 |
| Collectors Tour  | 6.50  | 8.00  |
| Lectures         | 4.00  | 10.00 |

**STEAM**

|             |      |      |
|-------------|------|------|
| Steam & Gas | 3.00 | 4.00 |
|-------------|------|------|

**WHITEHERN**

|                 |      |      |
|-----------------|------|------|
| Collectors Tour | 5.00 | 7.00 |
| Lectures        | 7.00 | 7.50 |

**CHILDREN'S**

|          |      |      |
|----------|------|------|
| Workshop | 3.00 | 4.50 |
|----------|------|------|



**DEPARTMENT OF CULTURE AND RECREATION**

**SCHEDULE "I" TO BY-LAW NO. 96-039**

**SUMMARY OF PROPOSED USER FEE INCREASES FOR 1996**

**a) SUMMER RECREATION CENTRE MEMBERSHIPS:**

- i) That the current membership fee structure be revised as outlined in the following chart effective 1996, June 3; and,
- ii) That the non-resident fee be rounded off to the nearest dollar.

**Summer Memberships:**

|                      |                              |
|----------------------|------------------------------|
| Family               | \$40.00 to \$45.00 (\$67.00) |
| Single Parent Parent | \$30.00 to \$35.00 (\$52.00) |
| Adult                | \$25.00 to \$30.00 (\$45.00) |
| Youth                | \$10.00 to \$15.00 (\$22.00) |
| Senior/Special Needs | \$ 8.00 to \$10.00 (\$15.00) |
| Replacement          | \$ 1.50 to \$ 2.00 (\$ 3.00) |

**Note:** G.S.T. is included in the above rates, non-resident fees in brackets.





Department of Culture and Recreation

## **SCHEDULE "J" TO BY-LAW NO. 96- 039**

### **USER FEE SCHEDULE FOR SWIMMING POOL RENTALS 1996**

**That the User Fee Structure groups using indoor pools be revised as outlined in the following chart effective 1996, September 2.**

**Indoor Pool Rentals: (General Public / Occasional)**

Non-prime time (Weekdays opening to 4:30 PM): \$50. per hour

Prime time (Weekdays 4:30 PM - closing, all weekend hours): \$85. per hour

**Indoor Pool Rentals: (Clubs and Weekly Use Groups)**

Youth: \$10. per hr. for 1996      A \$10. per hour increase per year to be implemented over a five year period to reach the proposed fee of \$50. per hour.

Adult: \$30. per hr. for 1996      A yearly increase may be applied based on market conditions

- \* The above rates include two lifeguards. A rate of \$20. per hour will be applied to each additional lifeguard as required.
- \* Existing rates for hot pool rentals and fees for the slide at Huntington Park are to remain the same.
- \* G.S.T. is included in the above fees.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 040

To Authorize:

**DEMOLITION AND CLEARING OF  
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT**

216 BURLINGTON STREET EAST

**WHEREAS** a Notice dated the **31st of October, 1994** was served or caused to be served in accordance with Subsection 6 of Section 31 of The Planning Act, 1990;

**AND WHEREAS** an **Order** dated the **2nd of June, 1995** was served or caused to be served in accordance with Subsection 7 of Section 31 of the said Act;

**AND WHEREAS** no appeal has been made from the said Order in accordance with Subsection 16 of Section 31 of the said Act;

**AND WHEREAS** the buildings and structures situate on the land more particularly described in Schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

**AND WHEREAS** the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-Law No. 74-74, as amended and By-Law No. 94-185 which continues as the Property Standards By-Law and are in a ruinous and deteriorated condition;

**AND WHEREAS** in accordance with Subsection 20 of Section 31 of the said Act, the Corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

**AND WHEREAS** it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

**AND WHEREAS** pursuant to Clause (c) of Section 39(1)(a)(ii) of The Property Standards By-Law No. 94-185, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.





**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land known as municipal number Address, more particularly described in the attached Schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

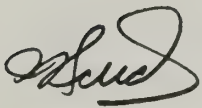
PASSED this

*26th*

day of

*March*

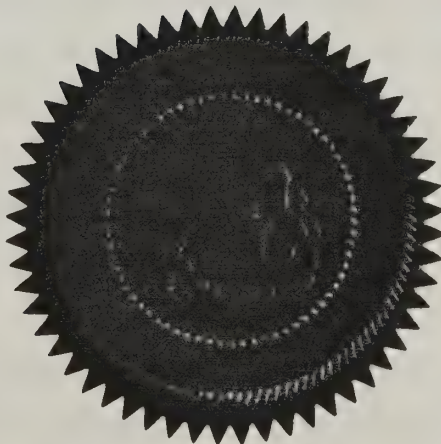
A.D. 1996



CITY CLERK



MAYOR





## SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth (formerly in the County of Wentworth) in the Province of Ontario, being composed of part of Lot Number 45 according to plan of survey made for Archibald Ferguson and registered in the Registry Office for the Registry Division of Wentworth as Plan Number 327, and which may be more particularly described as follows, that is to say:

COMMENCING at a stake planted in the southern limit of Burlington Street at north-eastern angle of said lot number 45;

THENCE westerly along the southern limit of Burlington Street twenty-two feet and nine and one-quarter inches (22' x 9¼") more or less to a point in a line drawn parallel with and distant one foot and eight inches (1'8") measured easterly at right angles from the eastern face of the eastern wall of the frame dwelling erected upon the lands immediately adjoining on the west and known as Number 214 Burlington Street East;

THENCE southerly and parallel with the eastern face of the said wall forty feet and two inches (40'2") more or less to a point opposite the southern face of the southern wall of the said dwelling Number 214 Burlington Street East, the said point being distant twenty-one feet and two inches (21'2") measured easterly parallel with the southern limit of Burlington Street from the western limit of said lot number 45;

THENCE easterly and parallel with the southern limit of Burlington Street two feet (2') more or less to a point in the line of a present existing fence;

THENCE southerly along the line of the said present existing fence one hundred and forty feet (140') more or less to a point in the southern limit of the said lot;

THENCE easterly along the southern limit of the said lot twenty-two feet and eight inches (22'8") more or less to the south-eastern angle of the said lot;

THENCE northerly along the eastern limit of the said lot one hundred and eighty feet and two inches (180'2") more or less to the place of beginning.

On the above described parcel of land is erected frame dwelling know as Number 216 Burlington Street East.

TOGETHER with the right to pass over, along and upon and use as a right-of-way the eastern one foot and eight inches (1'8") of the land immediately adjoining on the west for a depth southerly from the southern limit of Burlington Street forty feet two inches (40'2") being part of the said lot 45.



SUBJECT by the right of the owners, tenants and occupants of the frame dwelling erected upon the lands immediately adjoining on the west and known as Number 214 Burlington Street East to pass over, along and upon and use as a right-of-way the western one foot and eight inches (1'8") of the herein described parcel of land for a depth southerly from the southern limit of Burlington Street of forty feet and two inches (40'2").

(As in Deed No. 71554 C.D.)





The Corporation of the City of Hamilton

BY-LAW NO. 96- 041

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT THE REAR OF MUNICIPAL NO. 141 QUEENSTON ROAD**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-124 and E-125 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "R-4" - 'H' (Small Lot Single Family Dwelling - Holding) District, the land comprised in Block 1;
- (b) by changing from "AA" (Agricultural) District to "H" - 'H' (Community Shopping and Commercial, etc. - Holding) District, the land comprised in Block 2; and
- (c) by changing from "G-3" (Public Parking Lots) District to "H" - 'H' (Community Shopping and Commercial, etc. - Holding) District, the land comprised in Block 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbols referred to in section 1 shall be removed conditional upon the applicant entering into satisfactory servicing arrangements, agreements and/or easements for municipal storm and sanitary sewers, and water services with the Region to the satisfaction of the Roads and Environmental Services Department.

(b) The 'H' symbols shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "R-4" District and "H" District provisions, subject to the special requirements referred to in section 3 of this by-law.



3. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands referred to in section 1(b) and 1(c) are amended to the extent only of the special requirements that,

- (a) notwithstanding section 14. of Zoning By-law No. 6593, only an auto repair garage except paint and autobody repair and a manual carwash consisting of eight (8) bays, shall be permitted;
- (b) notwithstanding Section 14.(1)(xvi) of Zoning By-law No. 6593, only one (1) business identification sign that is a wall sign and having vertical dimension of not more than 0.6 metres, and area of not more than 5.6 square metres shall be permitted;
- (c) no sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination; and
- (d) a-landscape barrier not less than 6.0 m in width and a visual/acoustical barrier between 1.8 m and 2.0 m in height shall be provided and maintained along the entire northerly boundary of Block 2, where the lot adjoins a residential district.

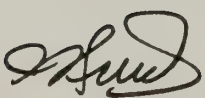
4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1347.

6. Sheets No. E-124 and E-125 of the District Maps are amended by marking the lands referred to in section 1(b) and 1(c) of this by-law, S-1347.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 26th day of March A.D. 1996



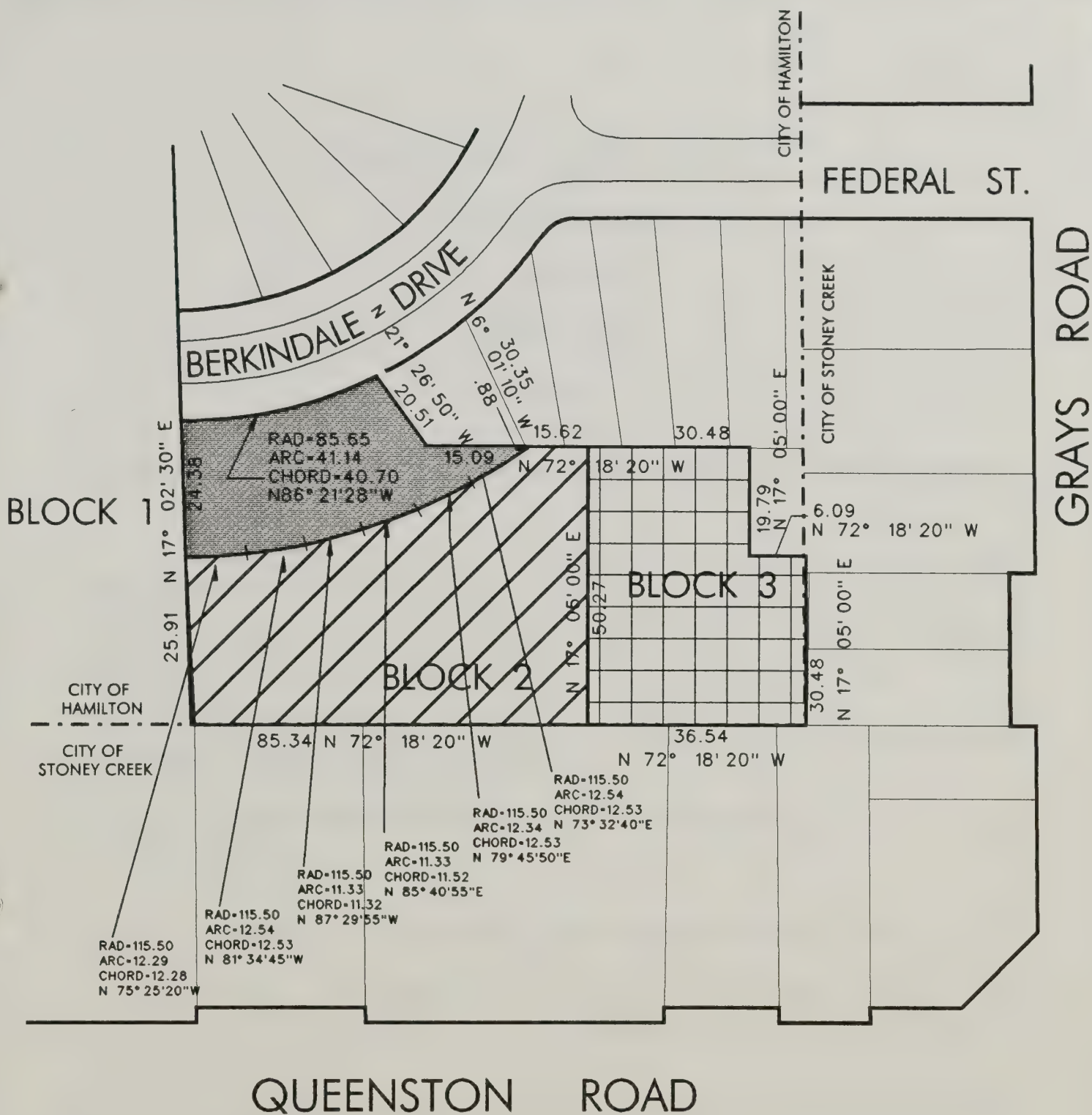
CITY CLERK




MAYOR







NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-041  
Passed the 26th day of March, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of  
By-Law No. 96-041

to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

- BLOCK 1 "AA" (Agricultural) District to "R-4" - "H" (Small lot Single Family Dwelling - Holding) District
- BLOCK 2 "AA" (Agricultural) District to "H" - "H" (Community Shopping and Commercial, etc. - Holding) District, modified.
- BLOCK 3 "G-3" (Public Parking Lots) District, modified to "H" - "H" (Community Shopping and Commercial, etc. - Holding) District, modified

|           |                       |                                 |
|-----------|-----------------------|---------------------------------|
| North<br> | Scale<br>NOT TO SCALE | Reference File No.<br>ZAR-95-11 |
|           | Date<br>February 1996 | Drawn By<br>W. B.               |



The Corporation of the City of Hamilton

BY-LAW NO. 96- 042

To Establish:

Site Plan Control

Respecting:

**LAND LOCATED AT THE REAR OF MUNICIPAL NO. 141 QUEENSTON ROAD**

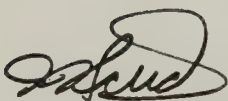
**WHEREAS** By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

**AND WHEREAS** it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:  
  
157. Land located at the rear of Municipal No. 141 Queenston Road, shown on Appendix 157 hereto annexed and forming part of this by-law.
2. Appendix 157 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

**PASSED** this        *26th*        day of        *March*        A.D. 1996



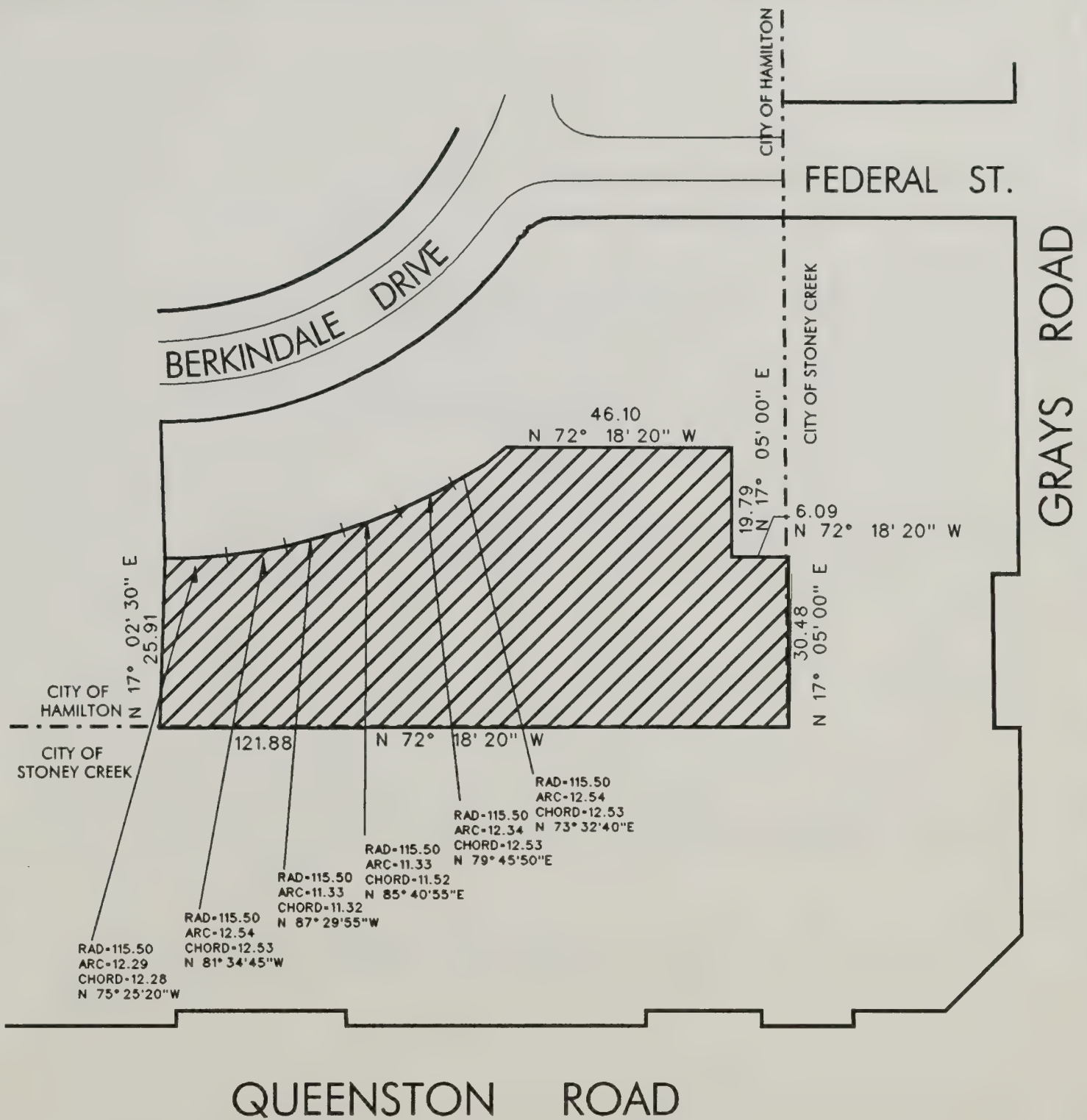
CITY CLERK



MAYOR







NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-042  
Passed the 26th day of March, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

City of Hamilton

# Appendix 157

## to By-Law No. 79-275

### as Amended By-Law No. 87-223

Planning and Development Department

Legend

BLOCK 2



Lands designated under this By-Law as an area of Site Plan Control pursuant to section 41 of the Planning Act, R. S. O., 1990

North



Scale  
NOT TO SCALE

Date  
February 1996

Reference File No.  
ZAR-95-11

Drawn By  
W. B.





The Corporation of the City of Hamilton

BY-LAW NO. 96- 043

To Amend Zoning By-law No. 6593

Respecting:

**LANDS LOCATED WITHIN THE CITY OF HAMILTON  
FORMERLY UNDER DEVELOPMENT CONTROL REGULATIONS  
OF THE NIAGARA ESCARPMENT COMMISSION**

**WHEREAS** the lands hereinafter referred to in this by-law,

- (a) are within the limits of the City of Hamilton;
- (b) were under Development Control of the Niagara Escarpment Commission;
- (c) are some of the lands designated "Urban Area" in the Niagara Escarpment Plan;

**AND WHEREAS** on May 4, 1994 the Commission received a request from the City of Hamilton to remove all Development Control lands designated Urban Area in the Niagara Escarpment Plan;

**AND WHEREAS** the Minister of Environment and Energy advised the City that he would support the transfer of urban areas to the municipal control where Zoning By-laws are in conformity with the Niagara Escarpment Plan;

**AND WHEREAS** it is required to revise the zoning by-laws of the City upon the lands hereinafter described to be consistent with the requirements and the practices of the Niagara Escarpment Commission regarding height restrictions and setbacks between the brow of the escarpment and development;

**AND WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:



1. Sheets No. E-66 and E-67 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "A" (Conservation, Open Space, Park and Recreation, etc.) District to "B-2" (Suburban Agriculture) District, the lands comprised in Block 1 (both portions), Blocks 2, and 3,

the extent and boundaries of each of which Block 1 (both portions), Blocks 2, and 3 are shown on a plan hereto annexed as Schedules "A" and "A-1".

2. The "A" (Conservation, Open Space, Park and Recreation, etc.) District provisions, as contained in Section 7 of Zoning By-law No. 6593, applicable to the lands comprised of Blocks 4, 5, and 6, the extent and boundaries of each of which are shown on a plan hereto annexed as Schedules "A-2" and "A-3", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 3.(4) of By-law No. 6593, no building shall exceed two and a half storeys, and no structure shall exceed 11 m (36.09 feet) in height; and
- (b) notwithstanding Section 7.(3) of By-law No. 6593, no building or structure shall be closer than 30 m (100 feet) from the top of the Escarpment.

3. The "AA" (Agricultural) District provisions, as contained in Section 7A of Zoning By-law No. 6593, applicable to the lands comprised of Blocks 7 and 8, the extent and boundaries of which are shown on a plan hereto annexed as Schedules "A-4" and "A-5", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 3.(4) of By-law No. 6593, no building shall exceed two and a half storeys, and no structure shall exceed 11 m (36.09 feet) in height; and
- (b) notwithstanding Section 7A.(3) of By-law No. 6593, no building or structure shall be closer than 30 m (100 feet) from the top of the Escarpment.

4. The "B" (Suburban Agriculture and Residential, etc.) District provisions, as contained in Section 8 of Zoning By-law No. 6593, applicable to the lands comprised of Block 9, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A-6", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 3.(4) of By-law No. 6593, no building shall exceed two and a half storeys, and no structure shall exceed 11 m (36.09 feet) in height; and
- (b) notwithstanding Section 8.(3) of By-law No. 6593, no building or structure shall be closer than 30 m (100 feet) from the top of the Escarpment.

5. The "B-1" (Suburban Agriculture and Residential, etc) District provisions, as contained in Section 8A of Zoning By-law No. 6593, applicable to the lands comprised of Block 10, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A-6", are amended to the extent only of the special requirements that,





- (a) notwithstanding Section 3.(4) of By-law No. 6593, no building shall exceed two and a half storeys, and no structure shall exceed 11 m (36.09 feet) in height.

6. The "B-2" (Suburban Residential) District provisions, as contained in Section 8B of Zoning By-law No. 6593, applicable to the lands comprised of Block 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 8B.(4) of By-law No. 6593, the minimum lot area shall not be less than 491 m<sup>2</sup>.

7. The "B-2" (Suburban Residential) District provisions, as contained in Section 8B of Zoning By-law No. 6593, applicable to the lands comprised of Block 1 (both portions) and Block 3, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and "A-1", are amended to the extent only of the special requirement that,

- (a) for the purposes of this by-law, the rear lot line shall be defined as the "toe-of-slope".

8. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands comprised of Block 4a, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A-2", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 3.(4) of By-law No. 6593, no building shall exceed two and a half storeys, and no structure shall exceed 11 m (36.09 feet) in height.
- (b) notwithstanding Section 9.(3) of By-law No. 6593, no building or structure shall be closer than 30 m (100 feet) from the top of the Escarpment.

9. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "A", "AA", "B", "B-1", "B-2" and "C" District provisions, subject to the special requirements referred to in sections 2, 3, 4, 5, 6, 7 and 8.

9. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1353.

10. Sheets No. E-66, E-67, E-6, E-15, E-35, E-46, E-69, E-69a, E-69b, E-69c, W-35, W-36, W-42, W-6, W-7 and W-15 of the District Maps are amended by marking the lands referred to in section 2, 3, 4, 5, 6, 7 and 8 of this by-law, S-1353.

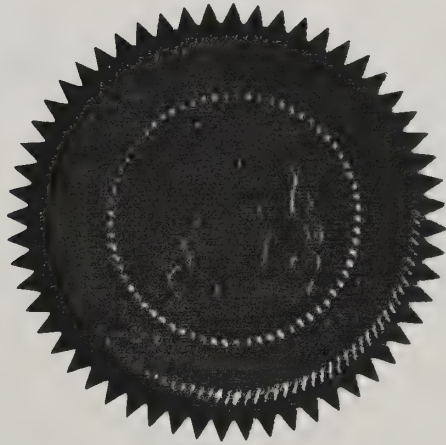
11. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.



PASSED this 26<sup>th</sup> day of March A.D. 1996



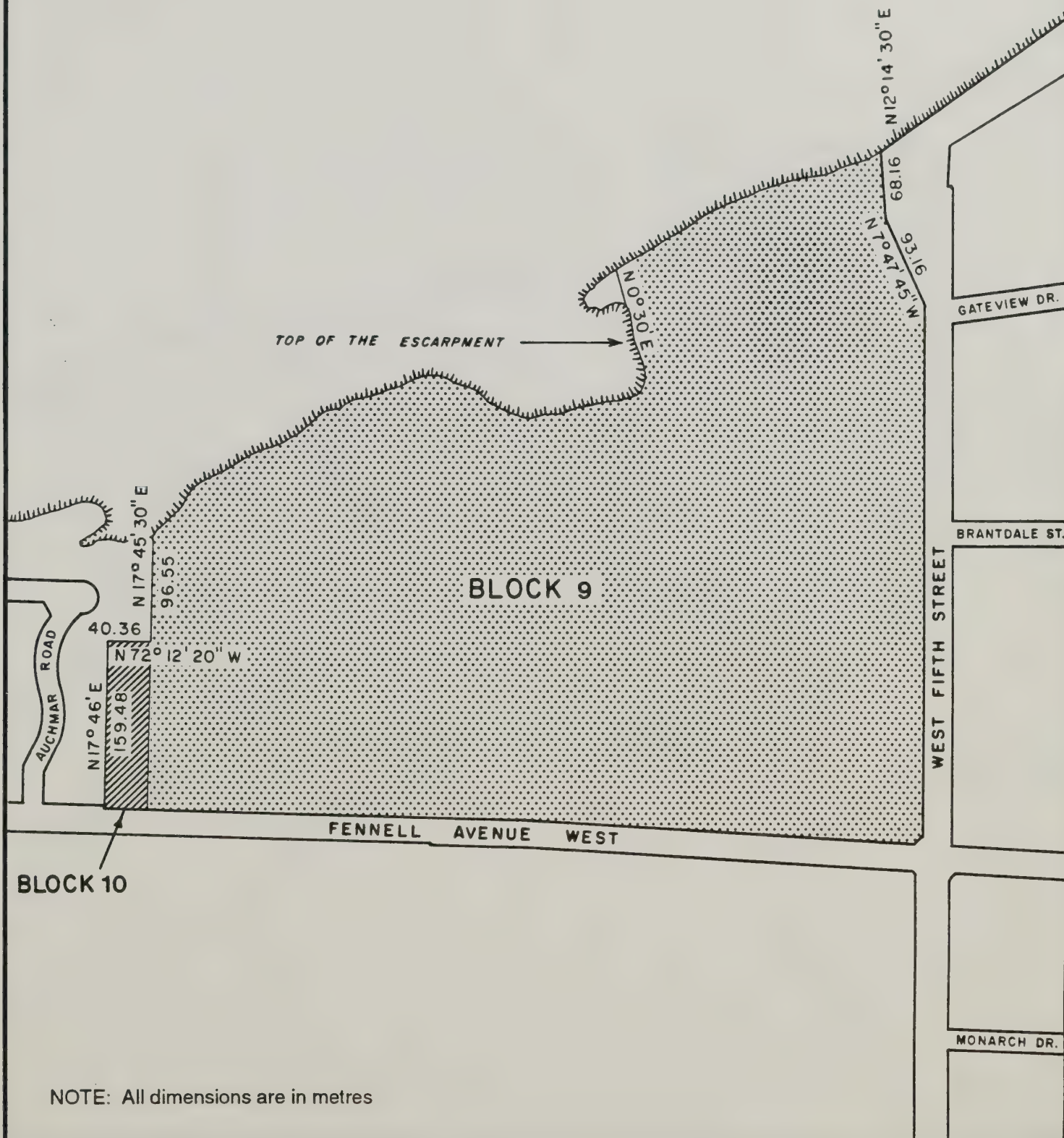
CITY CLERK



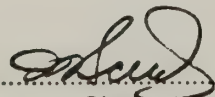
MAYOR

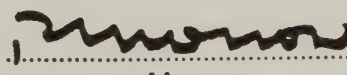
(1996) 3. R.P.D.C. 1, February 20  
City Initiative 94-H





This is Schedule "A-7" to By-Law No. 96-043.  
Passed the 26<sup>th</sup> day of March, 1996.

  
Clerk

  
Mayor

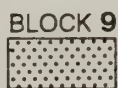
City of Hamilton

## Schedule A-6

Map Forming Part of  
By-Law No. 96-043  
to Amend By-Law No. 6593

Planning and Development Department

### Legend



Modification to the "B" (Suburban  
Agriculture and Residential, etc.)  
District regulations.



Modification to the "B-1" (Suburban  
Agriculture and Residential, etc.)  
District regulations.

North



Scale  
Not to Scale

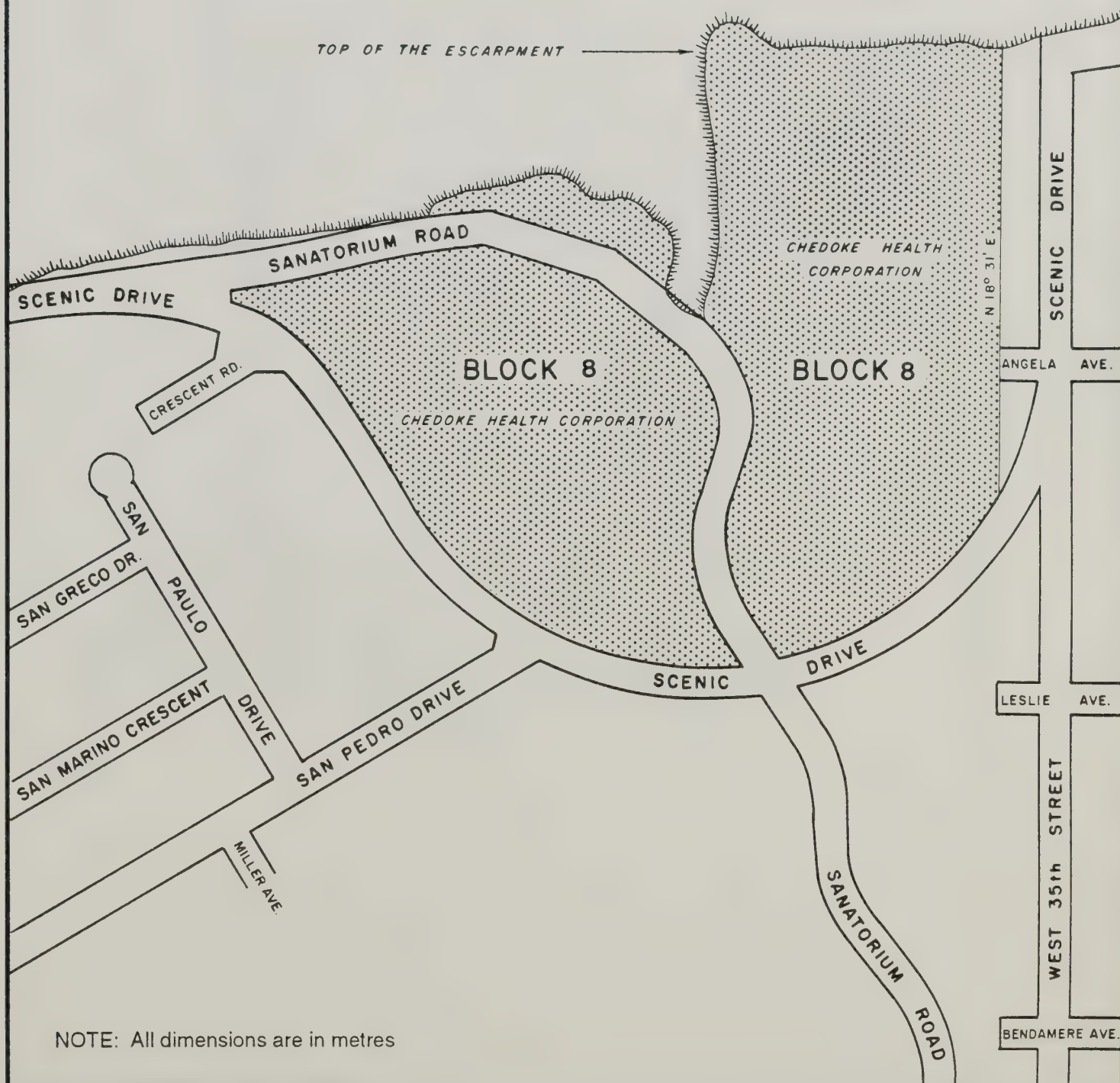
Date  
JANUARY 1996

Reference File No.  
C.I. 94-H

Drawn By  
Z.K.







This is Schedule "A-6" to By-Law No. 96-043.  
Passed the 26th day of March, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

City of Hamilton

## Schedule A-5

Map Forming Part of  
By-Law No. 96-043..  
to Amend By-Law No. 6593

Planning and Development Department

## Legend

BLOCK 8



Modification to the "AA" (Agricultural)  
District regulations.

North



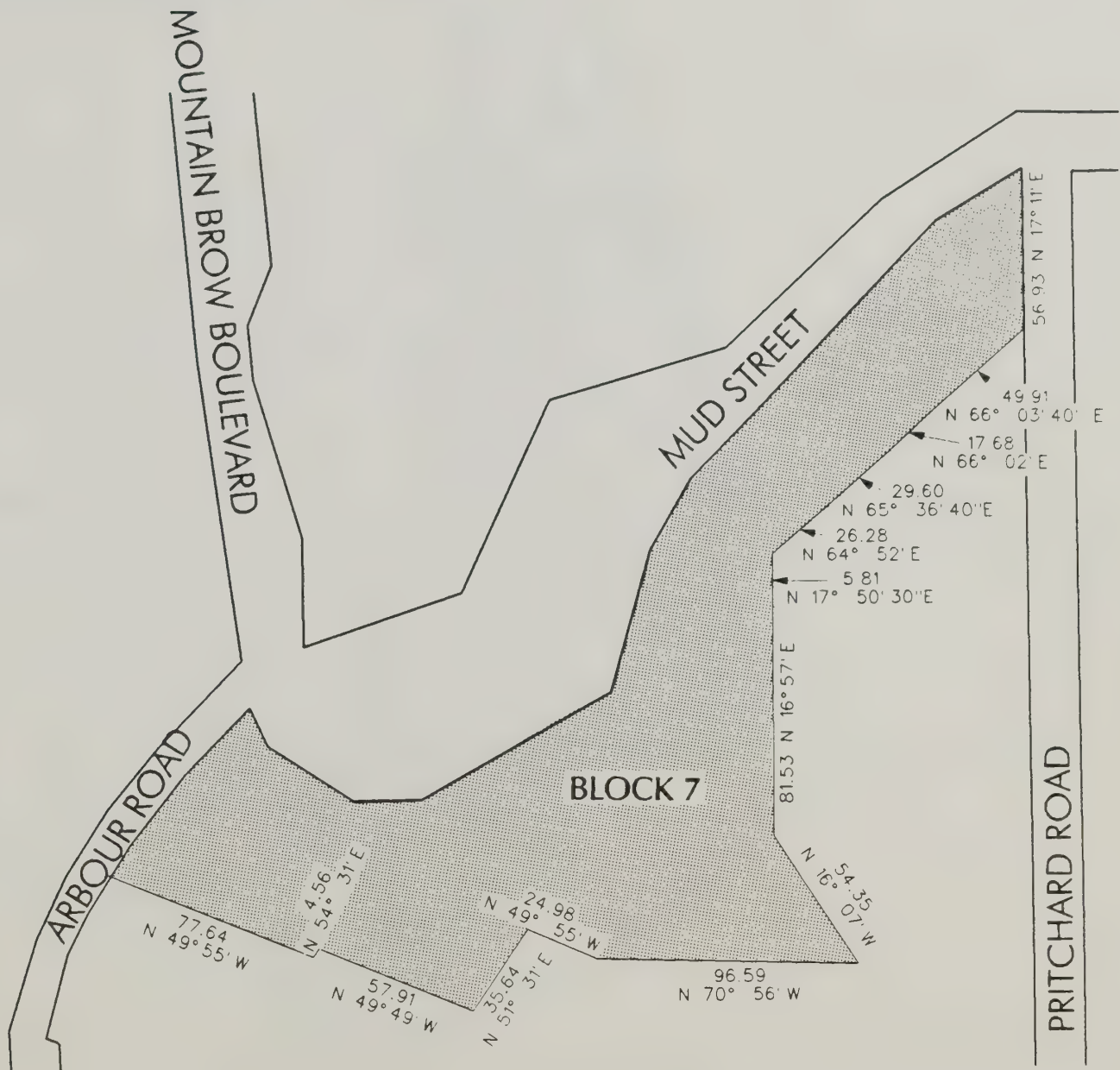
Scale  
Not to Scale

Date  
JANUARY 1996

Reference File No.  
C.I. 94-H

Drawn By  
Z.K.





NOTE: All dimensions are in metres

This is Schedule "A-4" to By-Law No. 96-043.  
Passed the 26<sup>th</sup> day of March, 1996.

*[Signature]*

Clerk

*[Signature]*

Mayor

City of Hamilton

## Schedule A-4

Map Forming Part of  
By-Law No. 96-043  
to Amend By-Law No. 6593

Planning and Development Department

### Legend

BLOCK 7



Modification to the "AA"  
(Agricultural) District  
regulations.

North



Scale  
Not to Scale

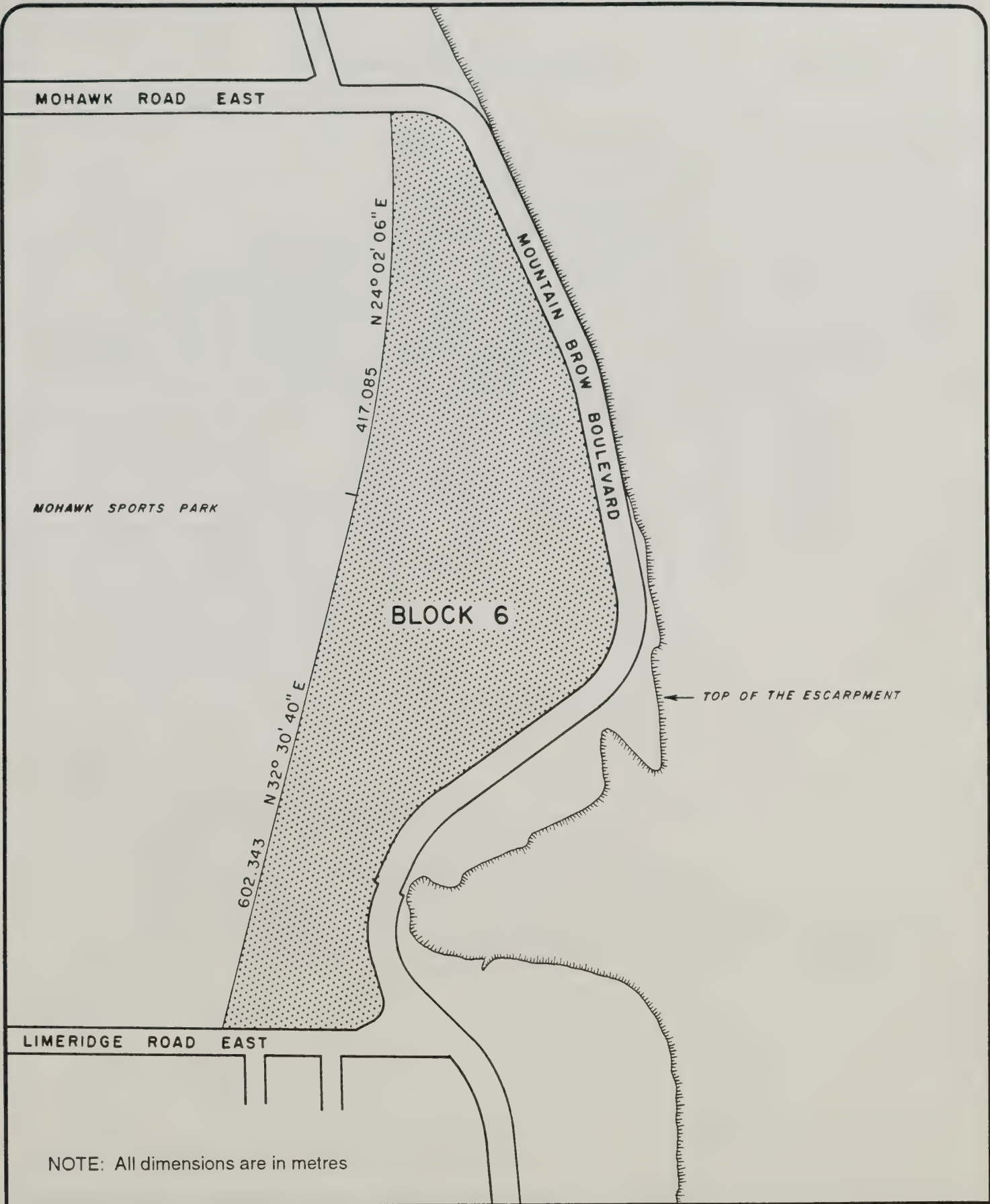
Date  
FEB. 1996

Reference File No.  
C.I.94-H

Drawn By  
R.L.







NOTE: All dimensions are in metres

This is Schedule "A-3" to By-Law No. 96-043  
Passed the 26th day of March, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

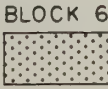
City of Hamilton

Schedule A-3

Map Forming Part of  
By-Law No. 96-043...  
to Amend By-Law No. 6593

Planning and Development Department

Legend



Modification to the "A" (Conservation, Open Space, Park and Recreation, etc.) District regulations.

North



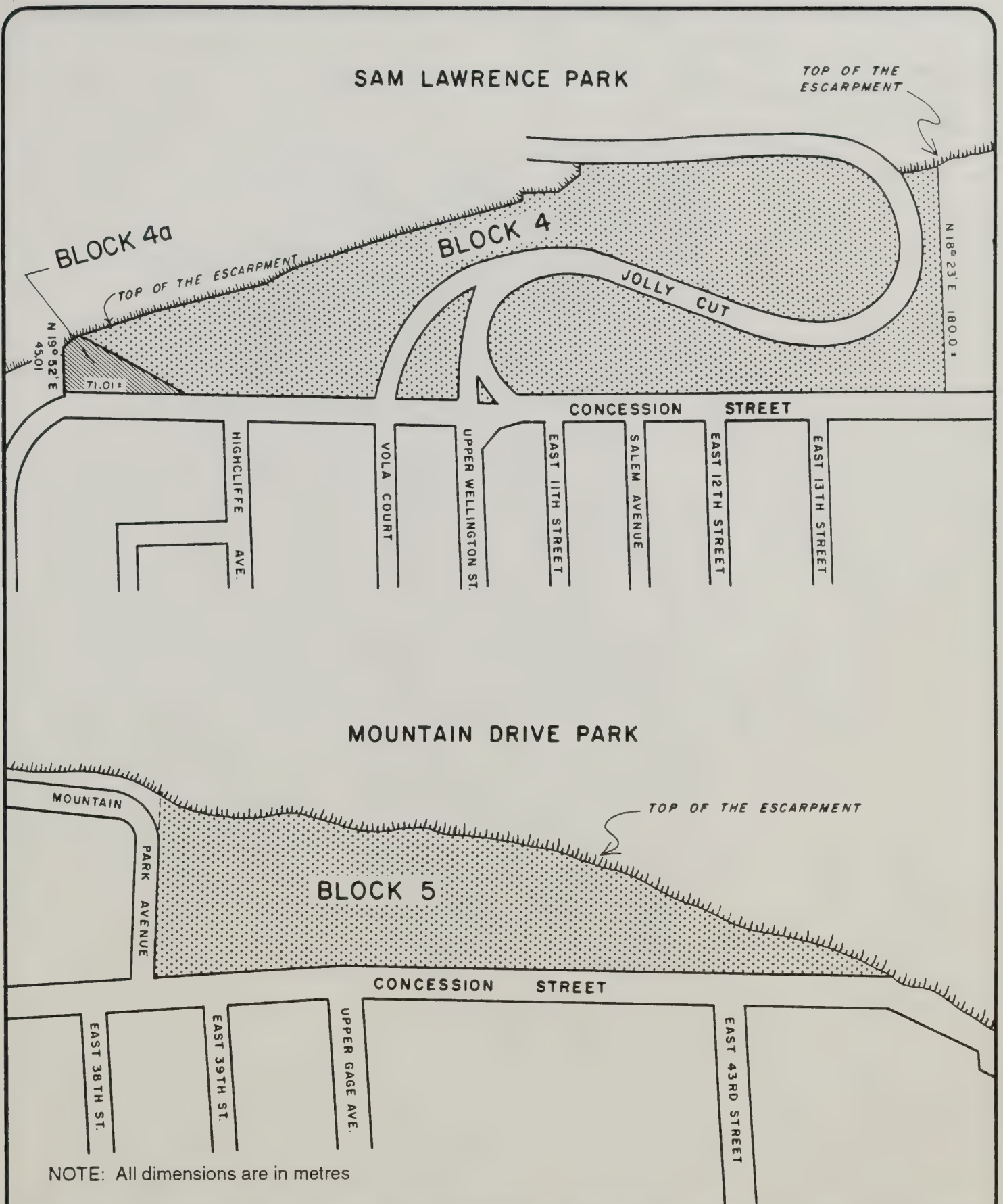
Scale  
Not to Scale

Date  
JANUARY 1996

Reference File No.  
C.I. 94-H

Drawn By  
Z.K.





This is Schedule "A-2" to By-Law No. 96-...043.  
 Passed the 26th day of March, 1996.

*[Signature]*  
 Clerk

*[Signature]*  
 Mayor

City of Hamilton

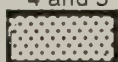
## Schedule A-2

Map Forming Part of  
 By-Law No. 96-...043..  
 to Amend By-Law No. 6593

Planning and Development Department

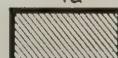
### Legend

BLOCKS  
 4 and 5



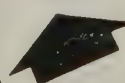
Modification to the "A" (Conservation,  
 Open Space, Park and Recreation, etc.)  
 District regulations.

BLOCK  
 4a



Modification to the "C" (Urban Protected  
 Residential, etc.) District regulations.

North



Scale  
 Not to Scale

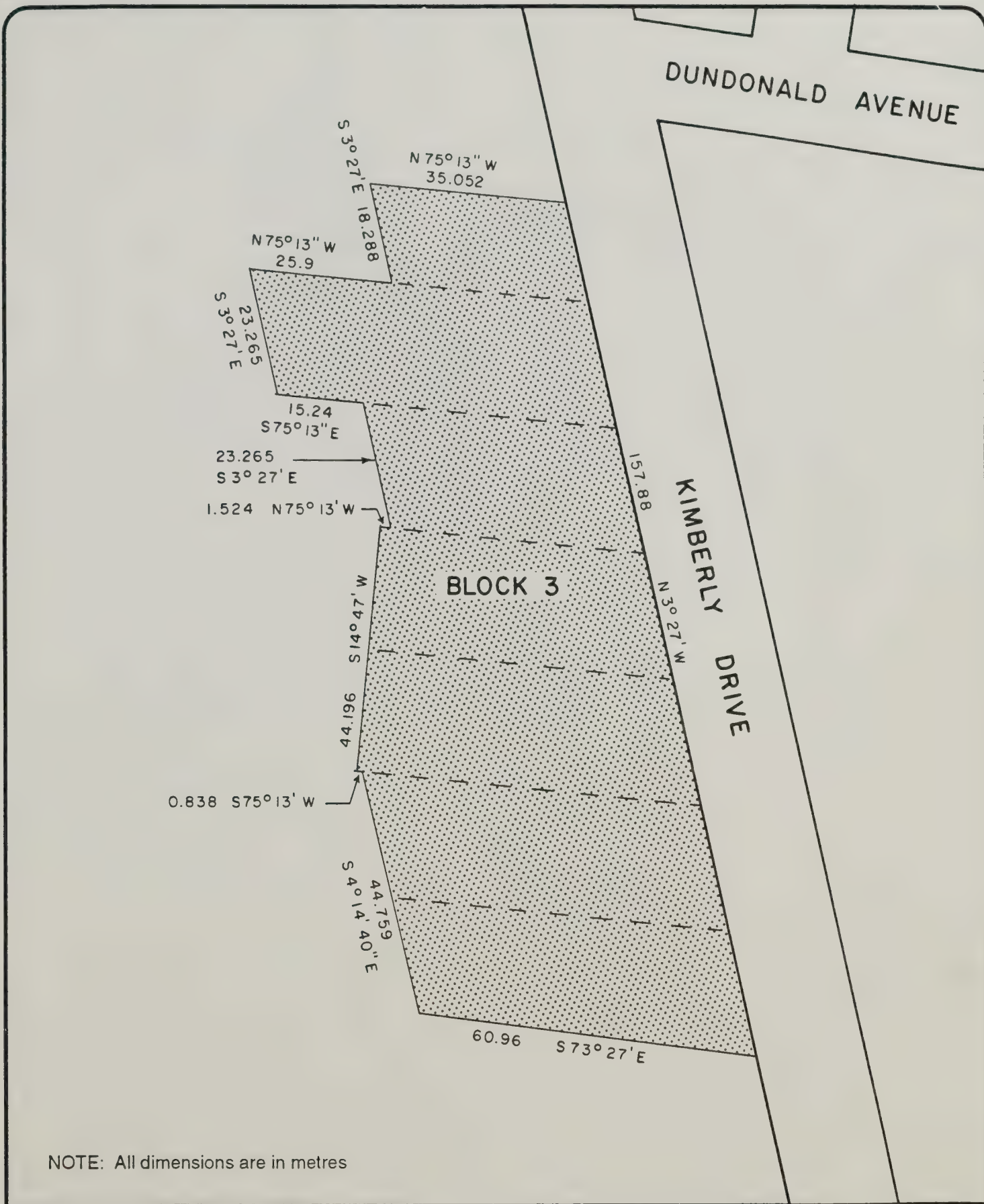
Date  
 March 1996

Reference File No.  
 C.I. 94-H

Drawn By  
 F.A.







NOTE: All dimensions are in metres

This is Schedule "A-1" to By-Law No. 96-043  
Passed the 26th day of March, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

City of Hamilton

Schedule A-1

Map Forming Part of  
By-Law No. 96-043.  
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:



"A" (Conservation, Open Space,  
Park and Recreation, etc.) District  
to "B-2" (Suburban Residential)  
District, modified.

North



Scale  
Not to Scale

Date  
JANUARY 1996

Reference File No.  
C.I. 94-H

Drawn By  
Z.K.





N 86° 14' 50" E  
39.548

MONTROSE AVENUE

300.646

239.600

BLOCK 1

KIMBERLY  
DRIVE

FERNDAL  
AVENUE

N 3° 45' 10" W

N 3° 45' 10" W

DRIVE

39.548

12.548

N 86° 14' 50" E

N 3° 45' 10" W

18.2

27.0

BLK. 2

27.0

39.548

N 86° 14' 50" E

N 3° 45' 10" W

9.546

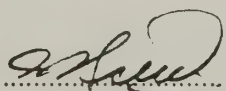
BLOCK 1

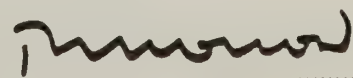
41.717  
N 75° 11' 40" W

DUNDONALD AVE.

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-<sup>043</sup>  
Passed the <sup>26<sup>th</sup></sup> day of <sup>March</sup>, 1996.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-<sup>043</sup>  
to Amend By-Law No. 6593

Planning and Development Department

### Legend

Change in zoning from:

BLOCK 1



"A" (Conservation, Open Space, Park and Recreation, etc.) District to "B-2" (Suburban Residential) District, modified.

BLOCK 2



"A" (Conservation, Open Space, Park and Recreation, etc.) District to "B-2" (Suburban Residential) District, modified.

North



Scale  
Not to Scale

Date  
JANUARY 1996

Reference File No.  
C.I. 94-H

Drawn By  
Z.K.



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96- 044**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:





(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 26th day of March 1996, A.D.,



CITY CLERK



MAYOR



SCHEDULE "A"  
EXTENSION AGREEMENTS

|    |                                   |                                                                                    |
|----|-----------------------------------|------------------------------------------------------------------------------------|
| A) | PROPERTY ADDRESS                  | 293 WELLINGTON NORTH                                                               |
|    | SERIAL NUMBER                     | 02 01810 9430                                                                      |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 287 LOTS 135 – 139, PART LOTS 125<br>134 AND 140 – 144<br>PLAN 89 LOTS 1 – 10 |
|    | DATE OF REGISTRATION              | JUNE 2, 1995                                                                       |
|    | INST # OF TAX ARREARS CERTIFICATE | VM210943                                                                           |
|    | REDEMPTION DATE                   | JUNE 2, 1996                                                                       |
|    | TOTAL ARREARS                     | \$872,939.44                                                                       |
| B) | PROPERTY ADDRESS                  | 350 FERGUSON NORTH                                                                 |
|    | SERIAL NUMBER                     | 02 01810 0050                                                                      |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 89 PART PARCEL 80<br>PLAN 64 PART PARCEL 76<br>RP 62R9218 PART 4              |
|    | DATE OF REGISTRATION              | JUNE 2, 1995                                                                       |
|    | INST # OF TAX ARREARS CERTIFICATE | VM210944                                                                           |
|    | REDEMPTION DATE                   | JUNE 2, 1996                                                                       |
|    | TOTAL ARREARS                     | \$27,522.97                                                                        |
| C) | PROPERTY ADDRESS                  | 216 WEST 33RD                                                                      |
|    | SERIAL NUMBER                     | 08 10820 3900                                                                      |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 603 PART LOTS 770 TO 773                                                      |
|    | DATE OF REGISTRATION              | SEPTEMBER 12, 1995                                                                 |
|    | INST # OF TAX ARREARS CERTIFICATE | LT388971                                                                           |
|    | REDEMPTION DATE                   | SEPTEMBER 12, 1996                                                                 |
|    | TOTAL ARREARS                     | \$18,964.43                                                                        |



The Corporation of the City of Hamilton

BY-LAW NO. 96- 045

To Amend Body Rub Parlour By-law No. 76-32 Respecting:

**LICENCE FEES**

**WHEREAS** body rub parlours are licensed, regulated and governed under the City of Hamilton By-law No. 76-32 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed that the By-law be further amended to provide for a fifty-dollar added fee to cover costs on first time applications, being non-refundable in the event of non-issuance of the licence;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Licensing By-law 76-32 as amended, is further amended by repealing and replacing Section 27 with the following :

"27. (1) The respective sums of money set out in Column 2 of Schedule 1 opposite the types of licences described in Column 1 of the Schedule, which Schedule is attached to and forms a part of this by-law, are respectively fixed as the annual fee for each such licence, payable and due at the time of application.

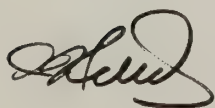
(2) For greater certainty, the fees fixed in (1) shall be for the calendar year or part thereof remaining.

(3) In the case of an application for a licence other than a renewal, fifty-dollars of the licence fee is non-refundable in the event the licence is not issued, and for the sake of clarity, "renewal" means renewal by the current licensee of the previous year's licence."

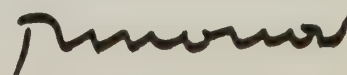
2. By-law 76-32 as amended, is further amended by repealing and replacing Schedule 1 with Schedule "A", which is attached to and forms a part of this by-law.

3. In all other respects By-law No. 76-32 as amended is hereby confirmed without change.

**PASSED** this      *26th*      day of      *March*      A.D. 1996.



City Clerk



Mayor





(Schedule "A" to By-law 96-045)

SCHEDULE 1 TO BY-LAW 76-32  
RELATING TO ANNUAL FEES for  
LICENCES and EXPIRY DATES

| COLUMN 1                                                                                                                                            | COLUMN 2   | COLUMN 3    |
|-----------------------------------------------------------------------------------------------------------------------------------------------------|------------|-------------|
| Description of Licence                                                                                                                              | Fee        | Expiry Date |
| <hr/>                                                                                                                                               |            |             |
| 1. Body-rub licences:                                                                                                                               |            |             |
| (a) Owner who does not operate his or her own body-rub parlour:                                                                                     |            |             |
| i. for renewal                                                                                                                                      | \$6,670.00 | December 31 |
| ii. for other than a renewal                                                                                                                        | \$6,720.00 | December 31 |
| (b) Owner who operates his or her own body-rub parlour:                                                                                             |            |             |
| i. for renewal                                                                                                                                      | \$6,670.00 | December 31 |
| ii. for other than a renewal                                                                                                                        | \$6,720.00 | December 31 |
| (c) Operator:                                                                                                                                       |            |             |
| i. for renewal                                                                                                                                      | \$ 270.00  | December 31 |
| ii. for other than a renewal                                                                                                                        | \$ 320.00  | December 31 |
| (d) Person other than a licensed owner or operator performing, offering, soliciting or making available body-rubs in, at or upon a body-rub parlour |            |             |
| i. for renewal                                                                                                                                      | \$ 270.00  | December 31 |
| ii. for other than renewal                                                                                                                          | \$ 320.00  | December 31 |



The Corporation of the City of Hamilton

BY-LAW NO. 96-046

To Amend:

Licensing By-law No. 93-069

Respecting:

**PUBLIC HALLS**

**WHEREAS** public halls are licensed, regulated and governed by Schedule 15 to Licensing By-law No. 93-069 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 6 of the 5th Report of the Finance and Administration Committee, at its meeting held on the 12th day of March, 1996, directed that Schedule 15 of By-law No. 93-069 be further amended to replace the definition of "public hall" and delete the requirement for the licence to state the hall capacity;

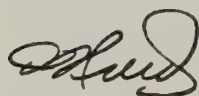
**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule 15 to Licensing By-law No. 93-069, is amended by repealing subsection 1(h), repealing section 3, and replacing subsection 1(h) with the following:

"(h) "public hall" means premises or a part thereof, including a portable building or tent, used as a place of assembly which is operated as a business, where members of the public gather for the purpose of any meeting, dancing or entertainment, but does not include premises used solely for religious purposes or a theatre within the meaning of the Theatres Act, R.S.O. 1990, c. T-6, as amended."

2. In all other respects By-law No. 93-069 as amended, is hereby confirmed without change.

**PASSED** this 26th day of March A.D. 1996.



City Clerk



Mayor







The Corporation of the City of Hamilton

BY-LAW NO. 96-047

To Amend:

Schedule 4 of Licensing By-law No. 93-069

Respecting:

**INTERIOR ADVERTISING IN TAXI-CABS**

**WHEREAS** taxi-cabs are licensed, regulated and governed by Schedule 4 to Licensing By-law No. 93-069 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 11 of the 4th Report of the Finance and Administration Committee, at its meeting held on the 27th day of February, 1996, directed that Schedule 4 of By-law No. 93-069 be further amended to allow rear window advertising;

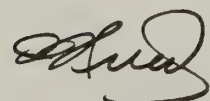
**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 19 of section 12 of Schedule 4 to Licensing By-law No. 93-069, as amended in By-law 93-043, is further amended by adding the following as sub-paragraph (1b), immediately after sub-paragraph (1a) :

"(1b) In addition to the advertising permitted in sub-paragraphs (1) and (1a), advertising is permitted on the rear window of the taxi-cab, provided it is transparent from the interior of the taxi-cab so the driver is able to observe traffic and objects through the rear window of the vehicle; and "

2. In all other respects By-law No. 93-069 as amended, is hereby confirmed without change.

**PASSED** this *26th* day of *March* A.D. 1996.

  
City Clerk



  
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 96- 048

To Amend Adult Video Store By-law No. 95-173

Respecting:

**LICENCE FEES**

**WHEREAS** stores in which adult videos are provided are licensed, regulated and governed under the City of Hamilton By-law No. 95-173 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed that the By-law be further amended to provide for a fifty-dollar added fee to cover costs on first time applications, being non-refundable in the event of non-issuance of the licence;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 6(2) of By-law No. 95-173 as amended, is amended by repealing and replacing paragraph 6(2)(a) with the following :

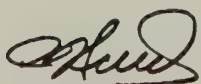
"(a) full payment of the licence fee, in the case of a Class A adult video store being \$2,000.00 for a renewal and \$2,050.00 for other than a renewal, and in the case of a Class B adult video store being \$150.00 for a renewal and \$200.00 for other than a renewal, for each such licence applied for;"

2. Section 6 of Licensing By-law 95-173 as amended, is further amended by adding the following as subsection (3), immediately after subsection 6(2) :

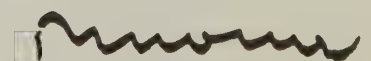
"(3) In the case of an application for a licence other than a renewal, fifty-dollars of the licence fee is non-refundable in the event the licence is not issued, and for the sake of clarity in this section, "renewal" means renewal by the current licensee of the previous year's licence."

3. In all other respects By-law No. 95-173 as amended is hereby confirmed without change.

PASSED this 26<sup>th</sup> day of March A.D. 1996.



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 96- 049

To Amend Adult Entertainment Parlour By-law No. 79-144

Respecting:

**LICENCE FEES**

**WHEREAS** adult entertainment parlours are licensed, regulated and governed under the City of Hamilton By-law No. 79-144 as amended;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed that the By-law be further amended to provide for a fifty-dollar added fee to cover costs on first time applications, being non-refundable in the event of non-issuance of the licence;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Licensing By-law 79-144 as amended, is further amended by repealing and replacing Section 6 with the following :

" 6. (1) Subject to subsection (3), every person shall, upon application for a licence, pay to the City the applicable fee set out in columns 2, 3, 4, or 5 of Schedule 1.00, which schedule is attached to and forms a part of this by-law, for the corresponding class of adult entertainment parlour described in column 1.

(2) No licence shall be issued where the fee under (1) is not paid in full at the time of application.

(3) The fee required to be paid for other than a renewal of a licence under this by-law, shall be the fee payable under subsection (1), plus fifty-dollars, and for the sake of clarity in this section, "renewal" means renewal by the current licensee of the previous year's licence.

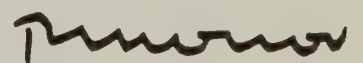
(4) In the case of an application for a licence other than a renewal, fifty-dollars of the licence fee is non-refundable in the event the licence is not issued."

2. In all other respects By-law No. 79-144 as amended is hereby confirmed without change.

**PASSED** this 26<sup>th</sup> day of March A.D. 1996.



City Clerk



Mayor





The Corporation of the City of Hamilton

BY-LAW NO. 96- 050

To Authorize

**1996 DEBENTURE PROJECT AND AMOUNT**

**WHEREAS** Section 147 of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes a municipality to incur debts for the purposes of the municipality;

**WHEREAS** Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Section 1 of the 1st Report of the Committee of the Whole at its meeting held on January 30, 1995 authorized the project appearing in Schedule "A" to this By-law;

**AND WHEREAS** the financial commitments, liabilities and debt charges of the project listed in Schedule "A" and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

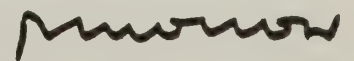
**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. The project listed in Schedule "A" attaches to and is part of this By-law and is hereby approved.
2. The City Treasurer is authorized to arrange the issuance of the necessary debenture to a maximum of \$4,524,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

**PASSED** this        *26th*        day of        *March*        , 1996.



CITY CLERK



MAYOR



SCHEDULE "A" TO BY-LAW NO. 96-050

| <u>Project</u>                                        | <u>Gross Cost</u> | <u>Reserve<br/>Financing</u> | <u>Debenture<br/>Amount</u> | <u>Term of<br/>Debenture</u> |
|-------------------------------------------------------|-------------------|------------------------------|-----------------------------|------------------------------|
| 79.0 Roadways and Sidewalks<br>Reconstruction Program | \$5,982,000       | \$1,458,000                  | \$4,524,000                 | 20 years                     |





The Corporation of the City of Hamilton

BY-LAW NO. 96- 051

To Amend:

By-law No. 85-148

Respecting:

**DOG LICENCE FEES**

**WHEREAS** By-law No. 85-148, passed on the 30th day of July 1985, provides for the control and licensing of dogs;

**AND WHEREAS** Schedule "A" annexed thereto and forming part of By-law No. 85-148 provides for licensing fees;

**AND WHEREAS** City Council, on February 27, 1996, in adopting Section 3 of the 2nd Report of the Committee of the Whole, directed that Schedule "A" to By-law No. 85-148 be amended to reflect increased fees for 1996.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

- 1. Schedule "A" to By-law No. 85-148, as amended, is repealed and the following is substituted therefor:

**SCHEDULE "A"**

(Section 20)

- (1) Where a licence is issued during the period from March 1, 1996 to December 31, 1996, the licence fees shall be in the amount as follows:

- 1. One spayed or neutered dog . . . . . \$20.00
- 2. Each additional spayed or neutered dog . . . . . \$20.00
- 3. One not spayed or neutered dog . . . . . \$40.00
- 4. Each additional not spayed or neutered dog . . . . . \$40.00

- (2) Despite subsection 1, the following reduced fees apply to licences issued to dog owners over 65 years of age or dog owners who are receiving a disability pension.

- 1. One spayed or neutered dog . . . . . \$5.00
- 2. Each additional spayed or neutered dog . . . . . \$5.00
- 3. One not spayed or neutered dog . . . . . \$10.00
- 4. Each additional not spayed or neutered dog . . . . . \$10.00



2. In all other respects By-law No. 85-148 is hereby confirmed unchanged.

**PASSED** this 26th day of March, 1996.



CITY CLERK



MAYOR

(1996) 2 R.C.W. 3, February 27



BY-LAW NO. 96 - 052

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF MARCH A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this            26th                            day of        March                            A.D. 1996



CITY CLERK



MAYOR





BY-LAW NO. 96 -053

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF MARCH A.D., 1996.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28TH day of MARCH A.D. 1996



CITY CLERK



MAYOR





BY-LAW NO. 96 - 054

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 34 (Sticker Permit Parking)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|           |       |                                                                                                          |           |
|-----------|-------|----------------------------------------------------------------------------------------------------------|-----------|
| "Robins   | West  | commencing at a point 69 feet south of Barton and extending to the south property line of no. 121 Robins | Anytime   |
| Catharine | West  | commencing at a point 116 feet north of MacAuley and extending to a point 20 feet northerly therefrom    | Anytime   |
| Wood      | South | commencing at a point 159 feet east of Catharine and extending to a point 14 feet easterly therefrom     | Anytime." |

and by deleting therefrom the following item, namely:-

|         |      |                                                     |           |
|---------|------|-----------------------------------------------------|-----------|
| "Robins | West | Barton to the south property line of no. 121 Robins | Anytime." |
|---------|------|-----------------------------------------------------|-----------|

2. **Schedule 25 (Parking Time Limits)** is hereby amended by adding thereto the following item, namely:-

|         |      |                  |      |             |             |
|---------|------|------------------|------|-------------|-------------|
| "Gibson | Both | Barton to Cannon | 2 hr | 8 am - 8 am | Mon - Sun." |
|---------|------|------------------|------|-------------|-------------|

3. **Schedule 26 (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

|         |       |                                                                                                     |                     |
|---------|-------|-----------------------------------------------------------------------------------------------------|---------------------|
| "Hunter | North | commencing at a point 124 feet east of Caroline and extending to a point 75 feet easterly therefrom | Anytime             |
| Burton  | North | commencing at a point 47 feet east of Cheever and extending to a point 67 feet easterly therefrom   | 7 am - 6 pm Mon-Fri |
| Evans   | North | Wellington to end                                                                                   | Anytime             |
| Evans   | South | Wellington to Emerald                                                                               | Anytime."           |

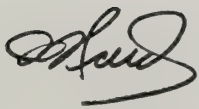




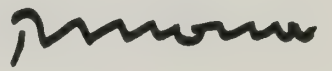
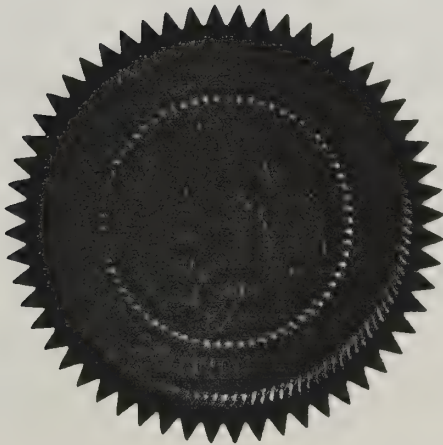
and by deleting therefrom the following items, namely:-

|         |       |                                                                                        |           |
|---------|-------|----------------------------------------------------------------------------------------|-----------|
| "Burton | North | Cheever to a point 114 feet easterly therefrom                                         | Anytime   |
| Fennell | South | commencing at a point 52 feet<br>east of High to a point 36 feet<br>easterly therefrom | : Anytime |
| Evans   | Both  | Wellington to end                                                                      | Anytime." |

**PASSED** this            *9th*            day of            *April*            A.D. 1996.



CITY CLERK



MAYOR



BY-LAW NO. 96 -055

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 29 (No Stopping Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|         |       |                              |           |
|---------|-------|------------------------------|-----------|
| "Burton | North | Cheever to 47 feet easterly  | Anytime   |
| Justine | South | Park Row to 40 feet westerly | Anytime." |

and by deleting therefrom the following item, namely:-

|       |      |                |           |
|-------|------|----------------|-----------|
| "Hess | East | Main to George | Anytime." |
|-------|------|----------------|-----------|

2. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

|                          |      |        |                                                                                 |           |
|--------------------------|------|--------|---------------------------------------------------------------------------------|-----------|
| "Ravenbury<br>(west leg) | East | 39 ft. | commencing 209 feet south<br>of the south curb line of<br>Ravenbury (north leg) | Anytime." |
|--------------------------|------|--------|---------------------------------------------------------------------------------|-----------|

3. **Schedule 28 (Taxi Stands)** is hereby amended by adding thereto the following item, namely:-

|            |       |        |                          |                             |
|------------|-------|--------|--------------------------|-----------------------------|
| "Greenhill | South | 20 ft. | 79 feet east of Kimberly | 7 am - 6 pm<br>Mon to Fri." |
|------------|-------|--------|--------------------------|-----------------------------|

4. **Schedule 10 (Stops at Intersections)** is hereby amended by adding thereto the following item, namely:-

|           |            |          |
|-----------|------------|----------|
| "Brighton | Southbound | Morely." |
|-----------|------------|----------|

5. **Schedule 23 (Hamilton Street Railway)** is hereby amended by adding to the Outbound column the following item, namely:-

"Woodward at Melvin (FS)."

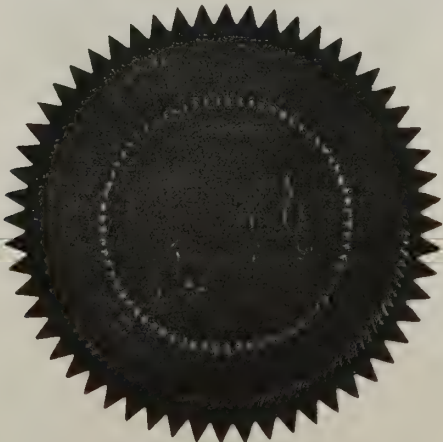
and by deleting from the Outbound column the following item, namely:-

"Melvin at Woodward (MB)."

PASSED this 9th day of April A.D. 1996.



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96- 056

TO INCORPORATE CITY LAND  
DESIGNATED AS PART 4, ON PLAN 62R-13505  
INTO ELEANOR AVENUE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Eleanor Avenue within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Eleanor Avenue.

Part of Lot 14, Registered Plan 853, designated as Part 4, on Plan 62R-13505.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

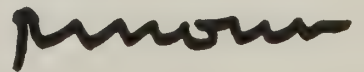
2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 9th day of April A.D. 1996



City Clerk



Mayor





The Corporation of the City of Hamilton

BY-LAW NO. 96-057

To Amend:

Local Improvement By-law No. 10605

Respecting:

**REVISED COSTS TO THE CORPORATION  
FOR THE INSTALLATION OF LOCAL IMPROVEMENTS**

**WHEREAS** By-law No. 10605, passed on the 15th day of December, 1964, as amended by By-laws Nos. 67-150, 73-72, 80-127, 80-156, 82-40, 83-75, 84-41, 85-70, 86-78, 88-096, 89-76, 90-49, 91-16, 92-102, 93-002 and 94-002, provides for the undertaking of local improvements in accordance with the Local Improvement Act;

**AND WHEREAS** subsection 4a of section 13 of said By-law No. 10605, as amended, provides for the local improvement rates to be charged against abutting lands for work done under the Local Improvement Act;

**AND WHEREAS** By-law No. 94-002, passed on the 25th day of January, 1994 repealed subsection 4a of section 13 to By-law No. 10605, as amended, and re-enacted a new subsection 4a to section 13 to provide for increased maximum local improvement rates, chargeable on a per metre frontage basis against abutting lands for work done under the Local Improvement Act;

**AND WHEREAS** City Council, on March 12, 1996, in adopting Item 17 of the 4th Report of the Transport and Environment Committee directed that the maximum local improvement charges per metre of frontage be increased as hereinafter provided.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. Subsection 4a of section 13 of By-law No. 10605, as re-enacted by By-law No. 94-002, is repealed and the following substituted therefor:
  - (4a) The chargeable amount per metre frontage referred to in clause (a) of subsection 4 shall be as follows:
    1. For curbs only at the rate of \$79.00 per metre frontage.
    2. For sidewalks only at the rate of \$101.00 per metre frontage.
    3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of \$151.00 per metre frontage.
    4. For roadway only, at the rate of \$260.00 per metre frontage.
    5. For alleys, at the rate of \$107.00 per metre frontage.



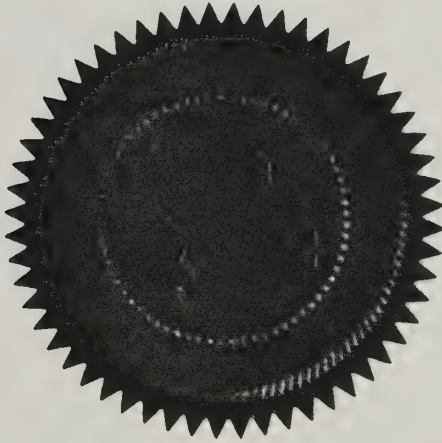
6. For roadway and curbs only in industrial subdivisions, at the rate of \$349.00 per metre frontage.

2. In all other respects By-law No. 10605, as amended, is hereby confirmed, unchanged.

**PASSED** this        *9th*        day of        *April*        , 1996



CITY CLERK



MAYOR

(1996) 4 R.T.E.C. 17, March 12





The Corporation of the City of Hamilton

By-law No. 96-058

To Amend By-law No. 85-159

Respecting:

**COLLECTIBLE WASTE**

**WHEREAS** By-law 85-159 was enacted by City Council on the 27th day of August, 1985, regarding the collection of waste.

**AND WHEREAS** City Council, on April 9, 1996, in adopting Section 19 of the 5th Report of the Transport and Environment Committee authorized this Amending By-law.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

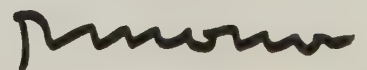
Section 22 of By-law 85-159 is repealed and the following is substituted in lieu:

"22. Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to the penalties specified by section 61 of the Provincial Offences Act R.S.O. 1990, chapter P.33."

PASSED this                      9th                      day of                      April                      1996.



CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96- 059

TO ESTABLISH CITY LAND  
DESIGNATED AS PART 2, ON PLAN 62R-5470  
AS GARTH STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to establish the land described below as a highway to be known as Garth Street within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, which highway shall be known as Garth Street.

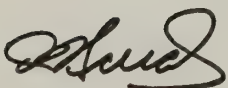
Part of Lot 3, Concession 1, in the geographic township of Glanford, designated as Part 2, on Plan 62R-5470.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

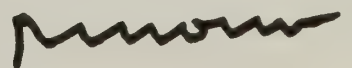
2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 9th day of April A.D. 1996



City Clerk



Mayor



BY-LAW NO. 96 - 060

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

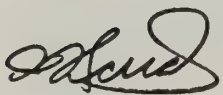
1. **Schedule 25 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

|           |       |                                                                         |      |         |             |
|-----------|-------|-------------------------------------------------------------------------|------|---------|-------------|
| "Glenvale | South | commencing at a point 234 feet west of Garth and extending to Cranbrook | 1 hr | Anytime | Mon - Sun." |
|-----------|-------|-------------------------------------------------------------------------|------|---------|-------------|

and by deleting therefrom the followin item, namely:-

|           |       |                    |      |         |             |
|-----------|-------|--------------------|------|---------|-------------|
| "Glenvale | South | Cranbrook to Garth | 1 hr | Anytime | Mon - Sun." |
|-----------|-------|--------------------|------|---------|-------------|

PASSED this *9th* day of *April* A.D. 1996.



CITY CLERK



MAYOR





**THE CORPORATION OF THE CITY OF HAMILTON****BY-LAW NO.96- 061****TO AUTHORIZE AN EXTENSION AGREEMENT****FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:



(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

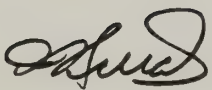
(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 9th day of April 1996, A.D.,



CITY CLERK



MAYOR





to By-law 96-061

SCHEDULE "A"  
EXTENSION AGREEMENTS

|    |                                   |                    |
|----|-----------------------------------|--------------------|
| A) | PROPERTY ADDRESS                  | 95 HEMPSTEAD DRIVE |
|    | SERIAL NUMBER                     | 06 07210 5700      |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 62M-489 LOT 2 |
|    | DATE OF REGISTRATION              | DECEMBER 22, 1995  |
|    | INST # OF TAX ARREARS CERTIFICATE | LT395505           |
|    | REDEMPTION DATE                   | DECEMBER 22, 1996  |
|    | TOTAL ARREARS                     | \$154,285.25       |



**BY-LAW NO. 96 - 062**

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE  
CITY OF HAMILTON AT ITS MEETING HELD ON THE 9TH DAY OF APRIL A.D.,  
1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th day of April A.D. 1996

Lucas

CITY CLERK



*[Handwritten signature]*

MAYOR



CAY ON HBL 408  
891

BILL NO. A-19

BY-LAW NO. 96 - 063

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|               |                |                                                                                                                                 |           |
|---------------|----------------|---------------------------------------------------------------------------------------------------------------------------------|-----------|
| "Independence | West           | commencing at the south property line of 14 Independence and extending to the south property line of 100 Independence           | Anytime   |
| Robson        | North and East | commencing 74 feet east of the east curb line of Robson and extending to a point 86 feet north of the north curb line of Robson | Anytime   |
| Robson        | South          | commencing at the west curb line of Robson and extending to a point 69 feet easterly therefrom                                  | Anytime." |

and by deleting therefrom the following items, namely:-

|               |              |                                                                                                        |           |
|---------------|--------------|--------------------------------------------------------------------------------------------------------|-----------|
| "Independence | West         | Templemead to the south property line of No. 100 Independence                                          | Anytime   |
| Robson        | East & North | from the east property line of no. 57 Robson to a point 86 feet north of the north curb line of Robson | Anytime   |
| Robson        | South        | from the west curb line of Robson to a point 89 feet easterly therefrom                                | Anytime." |

2. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following item, namely:-

|        |       |                                                                                        |           |
|--------|-------|----------------------------------------------------------------------------------------|-----------|
| "Huron | North | commencing 96 feet west of Stirton and extending to a point 21 feet westerly therefrom | Anytime." |
|--------|-------|----------------------------------------------------------------------------------------|-----------|



1990

and by deleting therefrom the following item, namely:-

"Paling

East

commencing at a point 603 feet  
south of Barton to a point  
27 feet southerly therefrom

Anytime."

**PASSED** this

*30th*

day of

*April*

A.D. 1996



CITY CLERK



MAYOR



BY-LAW NO. 96 - 064

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

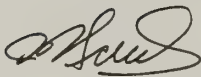
1. **Schedule 31 (School Bus Loading Zones)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

|           |       |          |                                              |                                             |
|-----------|-------|----------|----------------------------------------------|---------------------------------------------|
| "Herkimer | South | 184 feet | commencing at a point 117 feet west of Locke | 7:00 a.m. - 6:00 p.m.<br>Monday to Friday." |
|-----------|-------|----------|----------------------------------------------|---------------------------------------------|

and by deleting therefrom the following item, namely:-

|           |       |          |                                              |                                               |
|-----------|-------|----------|----------------------------------------------|-----------------------------------------------|
| "Herkimer | South | 184 feet | commencing at a point 117 feet west of Locke | 7:00 a.m. - 6:00 p.m.<br>Monday to Saturday." |
|-----------|-------|----------|----------------------------------------------|-----------------------------------------------|

PASSED this 30th day of April A.D. 1996



CITY CLERK



MAYOR





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96- 065

TO INCORPORATE CITY LAND  
DESIGNATED AS PART 4, ON PLAN 62R-12354  
INTO CLAUDETTE GATE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Claudette Gate within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Claudette Gate.

Part of Block 144, Plan 62M-679, designated as Part 4, on Plan 62R-12354.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 30<sup>th</sup> day of April A.D. 1996



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96- 066

TO INCORPORATE CITY LAND  
DESIGNATED AS PARTS 2, 3, 4, 5, 6, ON PLAN 62R-9741  
INTO REGINA DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to establish the land described below as a highway to be known as Regina Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, which highway shall be known as Regina Drive.

Part of Lot 14, Concession 8, in the geographic township of Barton, designated as Parts 2, 3, 4, 5, 6, on Plan 62R-9741.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 30th day of April A.D. 1996



City Clerk



Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 96- 067

To Repeal By-law No. 88-250  
To Adopt Official Plan Amendment No. 66

Respecting:

**THE CENTRAL AREA PLAN**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 88-250 on the 25th day of October 1988 to adopt Official Plan Amendment No. 66 respecting The Central Area Plan;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 9 of the 6th Report of the Planning and Development Committee at its meeting held on the 9th day of April 1996, recommended that By-law No. 88-250 be repealed.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 88-250 is hereby repealed.

**PASSED** this 30<sup>th</sup> day of

April

A.D. 1996



CITY CLERK



MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 068

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 832 UPPER WENTWORTH STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District, the land comprised in Block 1; and
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 9(1) of Zoning By-law No. 6593, the following uses shall be permitted:
  - (i) a hearing aid dispensing office on the first floor of the existing building having a maximum gross floor area of 95 m<sup>2</sup> (1000 square feet);
  - (ii) one dwelling unit in the basement of the existing building; and
  - (iii) an unlighted name plate having an area of not more than 0.2 square metres attached to and, as nearly as practicable, flush with the wall of the dwelling;
- (b) a minimum 3.0 m wide landscape planting strip, and a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the westerly lot line of Block 2;



- (c) a visual barrier not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained along the northerly lot line of Blocks 1 and 2;
- (d) a minimum 3.0 m wide landscape planting strip shall be provided and maintained along the easterly lot line of Block 1, except for any area used for vehicular access;
- (e) notwithstanding Section 18A(1), of By-law No. 6593, no less than five (5) parking spaces shall be provided and maintained on the subject lands;
- (f) Section 18A(14) of Zoning By-law No. 6593 shall not apply; and
- (g) Section 18A(26) of Zoning By-law No. 6593 shall not apply.

3. (a) The 'H' symbols referred to in section 1 shall be removed conditional upon the applicant applying for and receiving approval for a Site Plan Control Application.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "C" District provisions, subject to the special requirements referred to in section 2 of this by-law.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 2.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1355.

6. Sheet No. E-18 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1355.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this      *30th*      day of      *April*      A.D. 1996



CITY CLERK




MAYOR





N.E. CORNER  
OF LOT 11, CON. 6.

123 14 N 17° 07' 30" E

UPPER WENTWORTH STREET  
8.23  
• 20'

FIELDWAY DRIVE

## BLOCK 2

N 71° 20' 00" W

5.90

30.06

N 17° 07' 30" E

18.29

17° 07' 30" E

829

## BLOCK 1

5.90-

N 71° 20' 00" W

17° 07' 30" E

3.29

N

8.23  
1° 20' 00" W

TH

This is Schedule "A" to By-Law No. 96-068  
Passed the 30th day of April, 1996.

*[Signature]*  
Clerk

Clerk

  
Mayor

Mayor

### Legend

Proposed changes in zoning from :

BLK 1

BLK 1

"AA" (Agricultural) District to "C"—"H" (Urban Protected Residential, etc. — Holding) District.

BLK 2

BLK 2

"C" (Urban Protected Residential, etc.) District to  
"C"—"H" (Urban Protected Residential, etc. —  
Holding) District.

North

Scale  
Not to Scale

Reference File No.  
ZAC-95-33

Date \_\_\_\_\_

Drawn By



The Corporation of the City of Hamilton

BY-LAW NO. 96- 069

To Establish:

Site Plan Control

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 832 UPPER WENTWORTH STREET**

**WHEREAS** By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

**AND WHEREAS** it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
  158. Land located at Municipal No. 832 Upper Wentworth Street, shown on Appendix 158 hereto annexed and forming part of this by-law.
2. Appendix 158 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

**PASSED** this        *30th*        day of        *April*        A.D. 1996

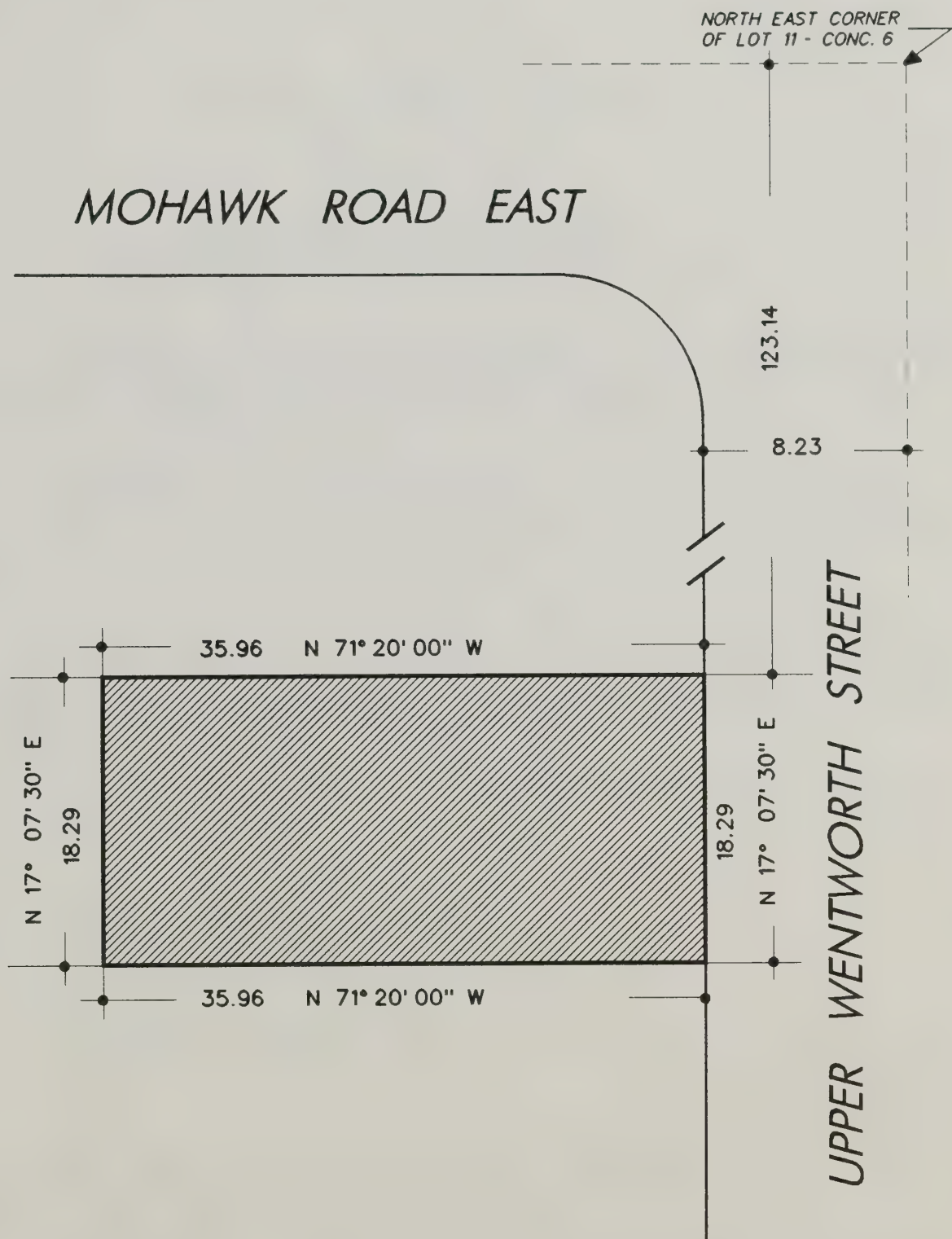


CITY CLERK



MAYOR





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-069  
Passed the 30th day of April, 1996.

*[Signature]*

Clerk

*[Signature]*

Mayor

City of Hamilton

# Appendix 158

to the By-Law No. 79-275

as Amended by By-Law No. 87-223

Planning and Development Department

Legend



Lands designated under this By-Law as an area of Site Plan Control pursuant to section 41 of the Planning Act, R. S. O. 1990.

North



Scale  
NOT TO SCALE

Date  
March 1996

Reference File No.  
ZAC-95-33

Drawn By  
W. B.





The Corporation of the City of Hamilton

BY-LAW NO. 96- 070

TO FIX THE RATES OF TAXATION  
FOR MUNICIPAL PURPOSES FOR THE YEAR 1996

WHEREAS the Estimates for the year 1996 which set forth the revenues and expenditures of the Corporation of the City of Hamilton, were approved by the Council of the Corporation of the City of Hamilton on February 27, 1996 and

WHEREAS it is necessary to impose rates of taxation for the year 1996,

THEREFORE, the Council of the Corporation of the City of Hamilton enacts as follows:

1. That there shall be levied and raised on the whole of the rateable property located within the geographic limits of the City of Hamilton in the amount of \$1,007,628,877.00, of which \$603,982,507.00 is Residential assessment and \$403,646,370.00 is Non-residential assessment, the following rates of taxation:

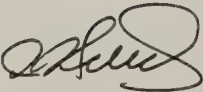
- (1) For general municipal purposes 123.6957 mills producing ..... \$124,639,360.00
- (2) The amount to be levied and raised against "residential" assessments in the amount of \$603,982,507.00 as required by the Municipal Act shall be reduced by \$11,206,540.00 or 18.5544 mills in accordance with Section 9(3a) of the Ontario Unconditional Grants Act, R.S.O. 1990, Chapter O.38 \$ 11,206,540.00  
\$ 113,432,820.00

2. The rate to be levied against "residential" assessments as required by the Municipal Act for Municipal purposes is 105.1413 mills on the dollar.

3. The rate to be levied against "non-residential" assessments as required by the Municipal Act for Municipal purposes is 123.6957 mills on the dollar.

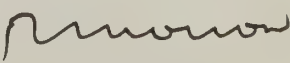
4. This by-law comes into force on the date on which it is enacted by the Council of the Corporation of the City of Hamilton.

PASSED this 30th day of April A.D., 1996.



CITY CLERK





MAYOR

APPROVED  
AS TO FORM  
L.F.F.  
CITY SOLICITOR



The Corporation of the City of Hamilton

BY-LAW NO. 96- 071

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1996

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to the Corporation of the City of Hamilton for \$129,661,425.00 representing the Corporation of the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1996.

WHEREAS after the deduction of \$9,630,670.00 of 1996 estimated shared revenues, the funds for which have been provided in the Corporation of the City of Hamilton 1996 Estimates, and the addition of the 1995 underlevy in the amount of \$73,650.00, it is intended to levy against the ratepayers of the Corporation of the City of Hamilton the resulting net amount of \$120,104,410.00 for the year 1996.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

- 1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1996 levy, in the amount of \$129,661,425.00 is hereby adopted as part of the 1996 Estimates of the Corporation of the City of Hamilton.
- 2. That there shall be levied and raised on the whole of the rateable property located within the geographic limits of the City of Hamilton in the amount of \$1,007,628,877.00 of which \$603,982,507.00 is Residential assessment and \$403,646,370.00 is Non-residential assessment, the following rates of taxation:

|     |                                                                                                                                                                                                                                                                                                                 |                         |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|
| (1) | for Regional purposes 130.9709 mills<br>producing .....                                                                                                                                                                                                                                                         | \$131,970,070.00        |
| (2) | the amount to be levied and raised<br>against "residential" assessments in the amount of<br>\$603,982,507.00 as required by the Municipal Act<br>shall be reduced by \$11,865,660.00 or 19.6457 mills<br>in accordance with Section 9(3a) of the Ontario<br>Unconditional Grants Act, R.S.O. 1990, Chapter O.38 | \$ <u>11,865,660.00</u> |
|     |                                                                                                                                                                                                                                                                                                                 | <u>\$120,104,410.00</u> |
| (3) | the rate to be levied against<br>"residential" assessments as required by the Municipal<br>Act for Regional purposes is 111.3252 mills on the dollar                                                                                                                                                            |                         |
| (4) | the rate to be levied against "non-<br>residential" assessments as required by the Municipal<br>Act for Regional purposes is 130.9709 mills on the<br>dollar                                                                                                                                                    |                         |



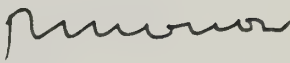


(5) this by-law comes into force on the date on which it is enacted by the Council of the Corporation of the City of Hamilton.

**PASSED** this 30th day of April A.D., 1996.



**CITY CLERK**



**MAYOR**

APPROVED  
AS TO FORM  
L.F.H.  
P.M.  
CITY SOLICITOR



The Corporation of the City of Hamilton

BY-LAW NO. 96- 072

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES  
FOR THE YEAR 1996

**WHEREAS** the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for school purposes, have been submitted to the Finance and Administration Committee of the Corporation of the City of Hamilton.

**WHEREAS** it is necessary to impose rates of taxation for the year 1996 for school purposes.

**THEREFORE**, the Council of the Corporation of the City of Hamilton enacts as follows,

1. That there shall be levied and raised on the whole of the rateable property located within the geographic limits of the City of Hamilton in the amount of \$1,007,628,877.00, of which \$603,982,507.00 is Residential assessment and \$403,646,370.00 is Non-residential assessment, the following rates of taxation,

- (a) for Public School elementary purposes  
141.8004 mills on all rateable property in the amount  
of \$737,445,873.00, of which \$429,004,505.00 is  
Residential assessment and \$308,441,368.00 is Non-  
residential assessment, liable for Public School rates  
as requested to be levied by the Board of Education  
for the City of Hamilton producing ..... \$104,570,130.00
- (b) for Separate School elementary purposes  
141.8004 mills on all rateable property in the amount  
of \$270,183,004.00, of which \$174,978,002.00 is  
Residential assessment and \$95,205,002.00 is Non-  
residential assessment, liable for Separate School  
rates as requested to be levied by the Hamilton-  
Wentworth Roman Catholic Separate School Board  
producing ..... 38,312,060.00
- (c) for Public School secondary purposes  
97.7987 mills on all rateable property in the amount  
of \$737,445,873.00 of which \$429,004,505.00 is  
Residential assessment and \$308,441,368.00 is Non-  
residential assessment, liable for Secondary School  
rates as requested to be levied by the Board of  
Education for the City of Hamilton producing ..... 72,121,200.00



(d) for Separate School Secondary purposes  
97.7987 mills on all rateable property in the amount  
of \$270,183,004.00 of which \$174,978,002.00 is  
Residential assessment and \$95,205,002.00 is Non-  
residential assessment liable for Separate School  
rates as requested to be levied by the Hamilton-  
Wentworth Roman Catholic Separate School Board  
producing ..... 26,423,550.00

\$241,426,940.00

(e) The amount to be levied and raised  
against "residential" assessments in the amount of  
\$429,004,505.00 determined as required by the  
Municipal Act shall be reduced by \$9,124,950.00 or  
21.2701 mills which is the amount of the estimated  
revenue from payments to be received by the Board  
of Education for the City of Hamilton in 1996 for  
elementary school purposes under the Education  
Act, R.S.O. 1990, Chapter E. 2 ..... \$ (9,124,950.00)

(f) The amount to be levied and raised  
against "residential" assessments in the amount of  
\$174,978,002.00 as required by the Municipal Act  
shall be reduced by \$3,721,800.00 or 21.2701 mills  
which is the amount of the estimated revenue from  
payments to be received by the Hamilton-Wentworth  
Roman Catholic Separate School Board in 1996  
for elementary school purposes under the Education  
Act, R.S.O. 1990, Chapter E. 2 ..... (3,721,800.00)

(g) The amount to be levied and raised  
against "residential" assessments in the amount of  
\$429,004,505.00 determined as required by the  
Municipal Act shall be reduced by \$6,293,420.00  
or 14.6698 mills which is the amount of the estimated  
revenue from payments to be received by the Board  
of Education for the City of Hamilton in 1996 for  
secondary school purposes under the Education Act,  
R.S.O. 1990, Chapter E. 2 ..... (6,293,420.00)

(h) The amount to be levied and raised  
against "residential" assessments in the amount of  
\$174,978,002.00 determined as required by the  
Municipal Act shall be reduced by \$2,566,900.00 or  
14.6698 mills which is the amount of the estimated  
revenue from payments to be received by the Hamilton-  
Wentworth Roman Catholic Separate School Board  
in 1996 for secondary school purposes under the  
Education Act, R.S.O. 1990, Chapter E. 2 ..... (2,566,900.00)

\$219,719,870.00





2. The Education rate to be levied against "residential" assessments as required by the Municipal Act for:

(a) Public School supporters is 203.6592 mills on the dollar, and

(b) Separate School supporters is 203.6592 mills on the dollar.

3. The Education rate to be levied against "non-residential" assessments as required by the Municipal Act for:

(a) Public School supporters is 239.5991 mills on the dollar, and

(b) Separate School supporters is 239.5991 mills on the dollar.

4. The By-law comes into force on the date on which it is enacted by the Council of the Corporation of the City of Hamilton.

**PASSED** this

*30th*

day of

*April*

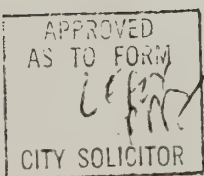
A.D., 1996.



**CITY CLERK**



**MAYOR**





The Corporation of the City of Hamilton

**BY-LAW NO. 96- 073**

**TO FIX THE TOTAL RATES OF TAXATION FOR  
MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1996**

**WHEREAS** the Council of the Corporation of the City of Hamilton has approved By-laws 96- 070 , 96- 071 and 96- 072 being By-laws to impose rates of taxation for the year 1996 for:

- (a) Municipal purposes
- (b) Regional purposes
- (c) Education purposes

**AND WHEREAS** it is intended to consolidate herein the levies referred to in said by-laws.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments as required by the Municipal Act:

(a) by Public School supporters is 420.1257 on the dollar, and

(b) by Separate School supporters is 420.1257 on the dollar.

2. The total rate to be levied against "non-residential" assessments as required by the Municipal Act:

(a) by Public School supporters is 494.2657 on the dollar, and

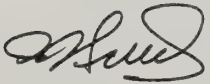
(b) by Separate School supporters is 494.2657 on the dollar.





3. This By-law comes into force on the date on which it is enacted by the Council of the Corporation of the City of Hamilton.

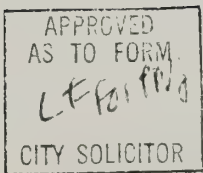
**PASSED** this                      30th                      day of                      April                      A.D., 1996.



**CITY CLERK**



**MAYOR**





The Corporation of the City of Hamilton

**BY-LAW NO. 96- 074**

To Levy:

**AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO**

Respecting:

**THE BELL TELEPHONE COMPANY OF CANADA**

**WHEREAS** Section 159 of the Municipal Act, R.S.O. 1990, Chap. M.45, empowers the Council of the Corporation of the City of Hamilton to levy on every telephone company doing business in the City of Hamilton an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

**AND WHEREAS** The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

**AND WHEREAS** the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of \$134,202,600.00 the year ended the 31st day of December, 1995;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1996, be levied on the Bell Telephone Company of Canada Limited in the amount of \$6,710,130.00.



2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 382 of the Municipal Act on all the lands of the Bell Telephone Company of Canada.

**PASSED** this

*30th*

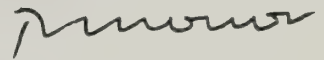
day of

*April*

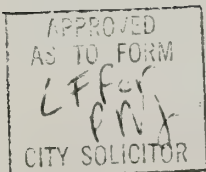
A.D., 1996.



**CITY CLERK**



**MAYOR**







## The Corporation of the City of Hamilton

BY-LAW NO. 96 - 075

## DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA

To levy the Special Charges for 1996 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-Law 82-151

WHEREAS, pursuant to Section 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, the Board of Management for the Improvement Area has submitted Estimates for the year 1996:

AND WHEREAS, a Special Charge is to be levied to raise the sum equal to the total of the Estimates.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1996 in the amount of \$84,000.00 are hereby approved.
2. In order to raise the said \$84,000.00 there is hereby levied a mill rate of 10.5416 as a Special Charge on the persons in the area assessed for business assessment, in accordance with By-law 82-152, as follows:
  - (1) The assessed value of all the real property in the Areas used as the basis for computing business assessment (known herein as "the Total Assessed Value") is  
\$8,678,157
  - (2) The assessed value of the real property that is used as the basis for computing the business assessment for Kelloryn Hotels (Hamilton) Inc. with respect to the hotel business known as "Howard Johnson Plaza Hotel" at 82 King Street East
 

|                                                         |                |
|---------------------------------------------------------|----------------|
| is                                                      | 592,212        |
| This is reduced by two-thirds                           | <u>394,808</u> |
| to produce the Reduced Assessed Value of that business: | <u>197,404</u> |
  - (3) The assessed value of the real property that is used as the basis for computing the business assessment of Premiere Hotels Ltd. with respect to the hotel business known as "The Ramada Inn" at 150 King Street East is
 

|                                                        |                  |
|--------------------------------------------------------|------------------|
| at 150 King Street East is                             | 472,351          |
| This is reduced by two-thirds                          | <u>314,901</u>   |
| to produce the Reduced Assessed Value of the business: | <u>\$157,450</u> |
  - (4) "The Reduced Total Assessed Value" is  
\$8,678,157 - (394,808+314,901): \$7,968,448
  - (5) The Mill Rate for the Special Charge is calculated by:
    - (a) dividing the approved estimates of the Board of Management, \$84,000

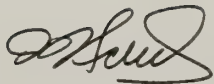


(b) by the Reduced Total Assessed Value, \$7,968,448 and

(c) multiplying the result by 1,000:  
10.5416

3. The portion of the Special Charge which is to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.
5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.

PASSED this 30th day of April A.D. 1996



CITY CLERK



MAYOR









The Corporation of the City of Hamilton

BY-LAW NO. 96 -076

To Authorize:

The Levy of a Special Charge

In Respect of:

THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES  
OF MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST AND  
QUEEN STREET ON THE EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 14 of the 23rd Report of the Planning and Development Committee on December 12, 1995 approved the amount of \$3,000.00 for 1996, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 90-197.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.



(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$3,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 92-078 together with interest, if any.

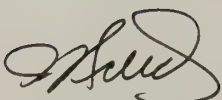
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 96-076

- |                                                                                                                   |              |
|-------------------------------------------------------------------------------------------------------------------|--------------|
| 1. Total assessed value of all the real property in the area used as the basis for computing business assessment. | \$230,494.00 |
| 2. The Mill Rate for the special charge is calculated by:                                                         | 13.0155      |
| a) dividing the approved estimates of the Board of Management by                                                  |              |
| b) the total assessed value and                                                                                   |              |
| c) multiplying the result by 1,000                                                                                |              |
| 3. Approved estimate for 1996                                                                                     | \$ 3,000.00  |

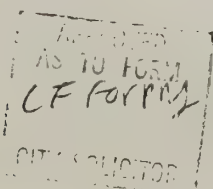
PASSED this 30th day of April A.D. 1996



CITY CLERK



MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 077

To Authorize:

The Levy of a Special Charge

In Respect of:

THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF KING STREET EAST BETWEEN  
MARY STREET AND WELLINGTON STREET NORTH

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 8 of the 23rd Report of the Planning and Development Committee on December 12, 1995 approved the amount of \$54,000.00 for 1996, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 76-019.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.





(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$54,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 86-212 as Amended, together with interest, if any.

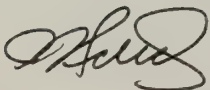
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 96-077

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$829,993.00
2. The Mill Rate for the special charge is calculated by: 65.0608
  - a) dividing the approved estimates of the Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1996 \$54,000.00

PASSED this 30th day of April A.D. 1996



CITY CLERK



MAYOR



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The Corporation of the City of Hamilton

BY-LAW NO. 96-078

To Authorize:

The Levy of a Special Charge

In Respect of:

BARTON STREET EAST #1 BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF BARTON STREET FROM THE WEST  
SIDE OF WELLINGTON STREET TO THE EAST SIDE OF WENTWORTH STREET

WHEREAS subsection 220(17) of the Municipal  
Act, R.S.O. 1990, Chapter M-45, provides that the Council may  
levy a special charge for the purposes of the Board of Management  
of an Improvement Area.

(17) Subject to such maximum and  
minimum charges as the Council may  
specify by by-law, the Council shall  
in each year levy a special charge upon  
persons in the area assessed for business  
assessment sufficient to provide a sum  
equal to the sum of money provided for  
the purposes of the Board of Management  
for that area, together with interest  
thereon at such rate as is required to  
repay any interest payable by the  
municipality on the whole or any part  
of such sum, which shall be borne and  
paid by such persons in the proportion  
that the assessed value of the real  
property that is used as the basis  
for computing the business assessment  
of each of such persons bears to the  
assessed value of all the real property  
in the area used as the basis for  
computing business assessment.

AND WHEREAS the Council of the City of Hamilton  
in adopting Section 13 of the 23rd Report of the Planning and  
Development Committee on December 12, 1995 approved the amount  
of \$6,000.00 for 1996, for the purpose of the Board of  
Management of the Business Improvement Area designated by  
By-law No. 87-178 As Amended.

AND WHEREAS it is intended that a special charge  
be levied in accordance with subsection 220(17) of the Municipal  
Act.

NOW THEREFORE the Council of The Corporation of  
the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the  
Improvement Area assessed for business assessment calculated as  
set out in Schedule "A" hereto annexed and forming part of this  
by-law.





(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$6,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 As Amended, together with interest, if any.

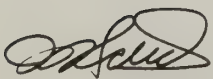
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 96-078

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. \$338,531.00
2. The Mill Rate for the special charge is calculated by: 17.7236
  - a) dividing the approved estimates of the Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1996 \$6,000.00

PASSED this 30th day of April A.D. 1996



CITY CLERK



MAYOR



CPA  
1996



The Corporation of the City of Hamilton

BY-LAW NO. 96-079

To Authorize:

The Levy of a Special Charge

In Respect of:

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS COVERING CONCESSION STREET  
BETWEEN EAST 18TH STREET AND EAST 25TH STREET

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 19 of the First Report of the Planning and Development Committee on January 30, 1996 approved the amount of \$10,100.00 for 1996, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 83-308.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.



2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$10,100.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 86-144 As Amended together with interest, if any.

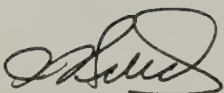
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

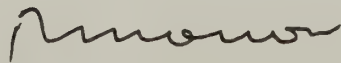
To By-law No. 96-079

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$719,027.00
2. The Mill Rate for the special charge is calculated 14.0468  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1996 10,100.00

PASSED this 30th day of April A.D. 1996



CITY CLERK



MAYOR



CE for  
PM





The Corporation of the City of Hamilton

BY-LAW NO. 96- 080

To Authorize:

The Levy of a Special Charge

In Respect of:

THE OTTAWA STREET NORTH BUSINESS IMPROVEMENT AREA

GENERALLY COVERING OTTAWA STREET NORTH BETWEEN MAIN STREET  
EAST AND EXTENDING TO AN AREA NORTH OF BARTON STREET EAST

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 9 of the 23rd Report of the Planning and Development Committee on December 12, 1995 approved the amount of \$59,780.00 for 1996, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 86-031.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.



(2)

2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$59,780.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 86-099 As Amended together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 96-080

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$1,270,938.00
2. The Mill Rate for the special charge is calculated 47.0361  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1996 \$59,780.00

PASSED this 30th day of April A.D. 1996



CITY CLERK

*UPM 102*



MAYOR







The Corporation of the City of Hamilton

BY-LAW NO. 96- 081

To Authorize:

The Levy of a Special Charge

In Respect of:

**WESTDALE VILLAGE BUSINESS IMPROVEMENT AREA**

**GENERALLY COVERING KING STREET WEST AND THE AREA OF THE  
INTERSECTION OF CLINE AVENUE AND KING STREET WEST AND EXTENDING  
TO AN AREA WEST OF NEWTON AVENUE AND STERLING STREET**

WHEREAS subsection 220(17) of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

(17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 18 of the First Report of the Planning and Development Committee on January 30, 1996 approved the amount of \$35,000.00 for 1996, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 86-030.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 220(17) of the Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.



2. The special charge levied shall be sufficient to provide a sum equal to the sum of \$35,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 86-098 As Amended together with interest, if any.

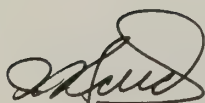
3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

SCHEDULE "A"

To By-law No. 96-081

1. Total assessed value of all the real property  
in the area used as the basis for computing  
business assessment. \$ 657,758
2. The Mill Rate for the special charge is calculated 53.2111  
by:
  - a) dividing the approved estimates of the  
Board of Management by
  - b) the total assessed value and
  - c) multiplying the result by 1,000
3. Approved estimate for 1996 \$ 35,000

PASSED this 30th day of April A.D. 1996



CITY CLERK



MAYOR

CFM





BY-LAW NO. 96 - 082

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF APRIL A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of April

A.D. 1996



CITY CLERK



MAYOR







**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAWNO. 96- 083**

**TO AUTHORIZE THE SALE OF THE CLOSED PORTION OF  
KENORA AVENUE, DESIGNATED AS PARTS 2 & 3, PLAN 62R-3773**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close, sell or retain any highway or part of a highway;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 14 of the 4th Report of the Finance and Administration Committee on 1996 February 27, authorized the City to sell the property known as 771 Queenston Road being more particularly described as Part 1, on Plan 62R-4156 and closed portion of Kenora Avenue being more particularly described as Parts 2 and 3, on Plan 62R-3773;

**AND WHEREAS** The Corporation of the City of Hamilton is the owner of the above described lands;

**AND WHEREAS** notice of the City's intention to pass this By-Law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the sale of the closed portion of Kenora Avenue, described as;

Part of Lots 27 and 28, Concession 2, in the geographic township of Saltfleet, being the portion of Kenora Avenue closed by By-Law 77-293, designated as Parts 2 and 3, on Plan 62R-3773.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Are hereby authorized.

2. That an offer to purchase the westerly half of the closed portion of Kenora Avenue, being Part 3, on Plan 62R-3773, be extended to the owners of 735 Queenston Road, for the sum of \$64,000.00, subject to the highway closing and sale provisions in the Registry Act and the Municipal Act.

(cont'd pg 2)



To authorize the sale the closed portion of Kenora Avenue, designated as Parts 2 & 3, Plan 62R-3773

By-Law 96- 083

3. That in the event that the owner of 735 Queenston Road does not accept the offer within thirty (30) days of the passing of this By-Law, that the soil and freehold of the said land described in Item 1 of this by-law, along with other City land, being Part 1, on Plan 62R-4156 and known as 771 Queenston Road, be sold to Mr. Peter Zourntos or his successors in title for the sum of \$240,000.00, in accordance with the provisions of the agreement dated 1996 January 23; subject to the highway closing and sale provisions in the Registry Act and the Municipal Act.

PASSED this 14th day of May A.D. 1996



City Clerk



Mayor





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAWNO. 96-084

TO AUTHORIZE THE SALE OF THE CLOSED ALLEY BETWEEN  
BAY STREET AND STRACHAN STREET AS CLOSED BY JUDGE'S ORDER 142966  
DESIGNATED AS PART 4, PLAN 62R-7821

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close, sell or retain any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 13 of the 15th Report of the Finance and Administration Committee on 1982 August 31, authorized the City to sell the alley between Bay Street and Strachan Street, being more particularly described as Part 4, on Plan 62R-7821;

AND WHEREAS The Corporation of the City of Hamilton is the owner of the above described lands;

AND WHEREAS notice of the City's intention to pass this By-Law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-Law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That sale of the closed alley between Bay Street and Strachan Street, described as;

All of the alley on Registered Plan 264, designated as Part 4, on Plan 62R-7821, as closed by Judge's Order 142966.

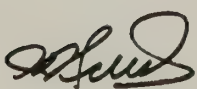
City of Hamilton

Regional Municipality of Hamilton-Wentworth

Are hereby authorized.

2. That the soil and freehold of the land along with the other City land be sold to the Regional Municipality of Hamilton-Wentworth for the sum of \$301,752.00

PASSED this 14th day of May A.D. 1996



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96-085

TO INCORPORATE CITY LAND  
DESIGNATED AS PART 10, ON PLAN 62R-13294  
INTO DICENZO DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to establish the land described below as a highway to be known as Dicenzo Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, which highway shall be known as Dicenzo Drive.

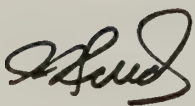
Part of Lot 14, Concession 8, in the geographic township of Barton, designated as Part 10, on Plan 62R-13294.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this                      14<sup>th</sup>                      day of                      May                      A.D. 1996



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96- 086

TO INCORPORATE CITY LAND  
DESIGNATED AS PART 3, ON PLAN 62R-2530  
PARTS 5 & 7, ON PLAN 62R-4039 AND  
PART 1, ON PLAN 62R-7464  
INTO NASH ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Nash Road within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Nash Road.

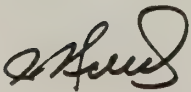
Part of Lot 29, Concession 1, in the geographic township of Saltfleet, designated as Part 3, on Plan 62R-2530 and Parts 5 and 7, on Plan 62R-4039 and Part 1, on Plan 62R-7464.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 14th day of May A.D. 1996



City Clerk



Mayor





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96-087

TO INCORPORATE CITY LAND  
DESIGNATED AS PARTS 12 AND 15, ON PLAN 62R-6257  
INTO QUEEN VICTORIA DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to establish the land described below as a highway to be known as Queen Victoria Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, which highway shall be known as Queen Victoria Drive.

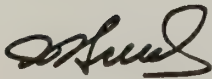
Part of Lot 6, Concession 7, in the geographic township of Barton, designated as Parts 12 and 15, on Plan 62R-6257.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 14th day of May A.D. 1996



City Clerk



Mayor



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 96-088**

**To Authorize:**

1. The construction as Local Improvements as a City initiative (without petition) under Section 12 of the Local Improvement Act of concrete sidewalks:

on the south side of Solidarnosc Place from St. Olga Street to Barnesdale Avenue North, as describe in Schedule "A";

2. The imposition of a special assessment upon the lands of the abutting owners in respect of the abutting owners' portion of the cost of the works;
3. The preparation of plans, specifications, and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

**WHEREAS** the Council of The Corporation of the City of Hamilton did decide to authorize preparation of this by-law because it is expedient to undertake the works hereinafter described as local improvements, without petition on the initiative of Council, (Item 38 of the 13th Report of the Transport and Environment Committee on November 14, 1995);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton did authorize that the Corporation's portion of the cost of the proposed works be paid out of current revenues;

**AND WHEREAS** notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of the Local Improvement Act, R.S.O. 1990, Chapter L.26;

**AND WHEREAS** a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

**AND WHEREAS** the Council has obtained reports, estimates and statements required for the undertaking of the said works;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment;





**AND WHEREAS** the Regional Municipalities Act, R.S.O. 1990, Chapter R.8 provides (section 111) that "no area municipality has power to issue debentures", and that the Regional Council may borrow money for the purposes of any area municipality;

**AND WHEREAS** the Ontario Municipal Board Act, R.S.O. 1990, Chapter O.28, section 65, states that a municipality shall not authorize any work the cost of which is to be raised in a subsequent year or years until the approval of the Board has first been obtained;

**AND WHEREAS** the Local Improvement Act, (section 53(7)) states that the amount of monies borrowed in respect of the abutting owners' portion of the cost of the works "...shall not be deemed to be part of the existing debenture debt of the Corporation within the meaning of the provisions of the Municipal Act limiting the borrowing powers of the municipality";

**AND WHEREAS** Ontario Regulation 710/92 prescribed pursuant to the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for the City of Hamilton's debt obligations which do not require approval of the Ontario Municipal Board;

**AND WHEREAS** the financial commitments, liabilities and debts of the local improvement works listed herein, being financed by debentures to be issued by the Region on behalf of the City, together with the City of Hamilton's other financial obligations and debts, do not exceed the City's maximum permitted debt and financial obligation limit prescribed by Ontario Regulation 710/92 and therefore, approval of the Ontario Municipal Board to issuance of debentures by the Region hereinafter described is not required.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under the Local Improvement Act, at an estimated cost not to exceed \$18,200.
2. The portion of the estimated cost of the works in the amount of \$1,396.83 shall be borne by the owners of the lands abutting directly on the works and the estimated cost per metre thereof (set out in Schedule "A" attached hereto,) shall be rated and specially assessed upon the lots abutting directly on the works, according to the extent of their respective frontages therein, by an equal special rate per metre of such frontage payable in equal annual instalments until fully paid.
3. Pending payment of the abutting owners' portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth on behalf of the City of Hamilton,
  - (a) to the extent sufficient to provide an amount not exceeding \$1,396.83;
  - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to,
  - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
  - (b) supervise construction of the works.



5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 14<sup>th</sup> day of May A.D. 1996.



CITY CLERK



MAYOR



SCHEDULE "A" to By-law 96-088

Construction of a concrete sidewalk

on the south side of Solidarnosc Place from St. Olga Street to Barnesdale Avenue North

at the estimated cost not exceeding the following:

|              |              |
|--------------|--------------|
| City's Share | \$ 16,803.17 |
|--------------|--------------|

|                        |                 |
|------------------------|-----------------|
| Abutting Owners' Share | <u>1,396.83</u> |
|------------------------|-----------------|

|                      |              |
|----------------------|--------------|
| TOTAL ESTIMATED COST | \$ 18,200.00 |
|----------------------|--------------|

|                                                                                                           |          |
|-----------------------------------------------------------------------------------------------------------|----------|
| Estimated Cost per metre frontage<br>payable by the abutting owners in<br>Fifteen (15) annual instalments | \$101.00 |
|-----------------------------------------------------------------------------------------------------------|----------|





## BY-LAW NO. 96 - 089

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 25 (Parking Time Limits)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|            |       |                                                   |     |             |             |
|------------|-------|---------------------------------------------------|-----|-------------|-------------|
| "Catharine | Both  | Cannon to Robert                                  | 3hr | 8 am - 6 pm | Mon - Fri   |
| Lansdowne  | South | Sherman to a point 578<br>feet easterly therefrom | 1hr | 8 am - 6 pm | Mon - Sat." |

and by deleting therefrom the following item, namely:-

|            |       |                      |      |             |             |
|------------|-------|----------------------|------|-------------|-------------|
| "Lansdowne | South | Sherman to Lottridge | 1 hr | 8 am - 6 pm | Mon - Sat." |
|------------|-------|----------------------|------|-------------|-------------|

2. **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

|           |                 |                                                                                |           |                       |
|-----------|-----------------|--------------------------------------------------------------------------------|-----------|-----------------------|
| "Glassco  | East            | Melvin to 116 feet southerly therefrom                                         | Anytime   |                       |
| Chedmac   | North<br>& East | Rice to northerly end                                                          |           | Anytime               |
| Elmwood   | North           | West 32nd to a point 60 feet westerly<br>therefrom                             |           | Anytime               |
| West 32nd | West            | Elmwood to a point 116 feet northerly<br>therefrom                             |           | 8 am - 5 pm Mon - Fri |
| Hunter    | South           | commencing 140 feet west of John and<br>extending 118 feet westerly therefrom  | Anytime   |                       |
| Hunter    | South           | commencing 132 feet east of James and<br>extending 144 feet easterly therefrom | Anytime." |                       |

and by deleting therefrom the following item, namely:-

|         |       |                                                                                                       |           |
|---------|-------|-------------------------------------------------------------------------------------------------------|-----------|
| "Hunter | South | commencing at a point 65 feet west of<br>John and extending to a point 196 feet<br>westerly therefrom | Anytime." |
|---------|-------|-------------------------------------------------------------------------------------------------------|-----------|

3. **Schedule 27 (Alternate Side Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

|                                                                  |      |        |
|------------------------------------------------------------------|------|--------|
| "Graystone Drive<br>Glenvale Drive to Greyfriar Drive (west leg) | West | East." |
|------------------------------------------------------------------|------|--------|



4. **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

|          |      |                                                                                |           |
|----------|------|--------------------------------------------------------------------------------|-----------|
| "William | West | commencing 28 feet south of Birge and<br>extending 18 feet southerly therefrom | Anytime   |
| Park     | East | commencing 50 feet north of Vine and<br>extending 158 feet northerly therefrom | Anytime." |

and by deleting therefrom the following items, namely:-

|           |       |                                                                                                                          |           |
|-----------|-------|--------------------------------------------------------------------------------------------------------------------------|-----------|
| "Park     | East  | Vine to 170 ft. south of Cannon                                                                                          | Anytime   |
| Jackson   | North | from a point 201 feet east of Ferguson<br>to a point 20 feet easterly therefrom                                          | Anytime   |
| Hillcrest | South | commencing at a point 165 feet west of<br>the extended west curb line of Beulah<br>to a point 20 feet westerly therefrom | Anytime." |

**PASSED** this                    *14th*                    day of                    *May*                    A.D. 1996.



CITY CLERK





MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 196 - 091

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED SOUTH OF RYMAL ROAD EAST AND WEST OF THE  
PROPOSED EXTENSION OF UPPER SHERMAN AVENUE**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, the lands comprised in Block 1;
- (b) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the lands comprised in Blocks 2 and 3;
- (c) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 4;

the extent and boundaries of each of which Blocks 1, 2, 3, and 4 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 14th day of May A.D. 1996

  
CITY CLERK



  
MAYOR









The Corporation of the City of Hamilton

BY-LAW NO. 96-092

To Amend:

Zoning By-law No. 6593

Respecting:

**THIRD PARTY/BILLBOARD SIGNS**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 3 of the 8th Report of the Planning and Development Committee at its meeting held on the 14th day of May 1996, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law with respect to special requirements for third party/billboard signs, as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2.(2)H(vig) of Zoning By-law No. 6593 is amended by adding "/Billboard" after the words "Sign, Third Party" in the title, so it reads as follows:

**"Sign, Third Party/Billboard"**

2. Section 13.(1)(xva) of Zoning By-law No. 6593 is hereby deleted.
3. Section 13A.(1)(xi) of Zoning By-law No. 6593 is deleted and replaced with the following:

"(xi) A third party/billboard sign in accordance with Section 18.(15)."
4. Section 14.(1)(xvi) of Zoning By-law No. 6593 is deleted and replaced with the following:

"(xvi) A third party/billboard sign in accordance with the requirements of Section 18.(15), a roof sign, an overhanging sign or other sign or notice;"
5. Section 14A.(1)(c) of Zoning By-law No. 6593 is amended by adding the words "business identification sign that is" after the word "no" in the fourth line, so that the clause reads in part as follows:

"(c) As provided in clauses vii, viii, ix, x, xi, xiv, xvi and xvii of subsection 1 of Section 14.

Provided, however, that save as hereinafter in this Section provided, no business identification sign that is a wall sign, roof sign or ground sign shall have..."





6. Section 15.(1)(ii) of Zoning By-law No. 6593 is amended by adding "and a third party/billboard sign" at the end of the clause, so that the entire clause reads as follows:

"(ii) Any commercial use which is permitted in a residential district or other commercial district except a penny arcade and a third party/billboard sign."

7. Section 15A.(1)(xviii)(b) of Zoning By-law No. 6593 is amended by adding "but not including a third party/billboard sign" at the end of the clause, so that the entire clause reads as follows:

"(b) A window sign or an outdoor advertising sign or other sign of the kind known as a wall sign, not overhanging a highway, but not including a third party/billboard sign."

8. Section 16.(1) of Zoning By-law No. 6593 is amended by adding a new clause (ivb) as follows:

"(ivb) A third party/billboard sign in accordance with the provisions of Section 18.(15)."

9. Section 16A.(1)(f) of Zoning By-law No. 6593 is amended by:

(a) deleting the first six lines of clause (f) and replacing them with the following:

"(f) Ground signs, wall signs and roof signs, the advertising matter of which pertains only to the occupancy or use of the lot or building upon which they are erected provided that:"; and

(b) adding a new clause (fa) as follows:

"(fa) A third party/billboard sign in accordance with the provisions of Section 18.(15)."

10. Section 17A.(1)(d) of Zoning By-law No. 6593 is amended by:

(a) deleting the first six lines of clause (d) and replacing them with the following:

"(d) ground signs, wall signs and roof signs, the advertising matter of which pertains only to the occupancy or use of the lot or building upon which they are erected provided that:"; and

(b) adding a new clause (dd) as follows:

"(dd) A third party/billboard sign in accordance with the provisions of Section 18.(15)."

11. Section 18 of Zoning By-law No. 6593 is amended by adding a new subsection (15) as follows:

"Special Requirements for Third Party/Billboard Signs"

"(15) Notwithstanding any other provisions in this By-law, the following provisions shall apply to every third party/billboard sign:



- (1) Third party/billboard signs shall be ground signs or wall signs only;
- (2) Third party/billboard signs shall be permitted only in: "G-1", "G-2", "H", "HH", "J", "JJ", "K", and "KK" Districts, subject to the following requirements:
  - (a) a maximum of one third party/billboard sign with up to two faces shall be permitted per property;
  - (b) third party/billboard signs shall be prohibited on the lands located within Area "A" shown on Schedule "I" to Zoning By-law No. 6593;
  - (c) a minimum separation distance of 100 metres between each third party/billboard sign shall be provided and maintained;
  - (d) a third party/billboard sign shall be a minimum of 36 metres from a residential district;
  - (e) a third party/billboard sign shall have a maximum height of 7.6 metres;
  - (f) a third party/billboard sign shall have a maximum sign area of 25 square metres per face; and,
  - (g) no third party/billboard sign shall be illuminated unless the source of the light is steady and suitably shielded to contain the illumination."

12. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

13. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

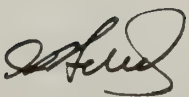
**PASSED** this

14<sup>th</sup>

day of

May

A.D. 1996



CITY CLERK




MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96-093

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT MUNICIPAL NO. 244 LAKE AVENUE NORTH**

**WHEREAS** it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "JJ" (Restricted Light Industrial) District provisions, as contained in Section 16A. of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that:

- (a) notwithstanding Section 16A(1) of Zoning By-law No. 6593, a central mail order business with showroom and office and a retail outlet for industrial and agricultural parts, equipment, accessories and related products, shall be permitted;
- (b) Section 16A(3)(c) of Zoning By-law No. 6593 shall not apply; and,
- (c) a minimum 1.5 m high chain link fence shall be provided and maintained along the northerly 38.5 m of the easterly rear lot line.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "JJ" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1354.

4. Sheet No. E-113 of the District Maps, appended to and forming part of By-law No. 6593, is amended by marking the lands referred to in section 1. of this by-law, S-1354.



5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 14<sup>th</sup> day of May A.D. 1996.



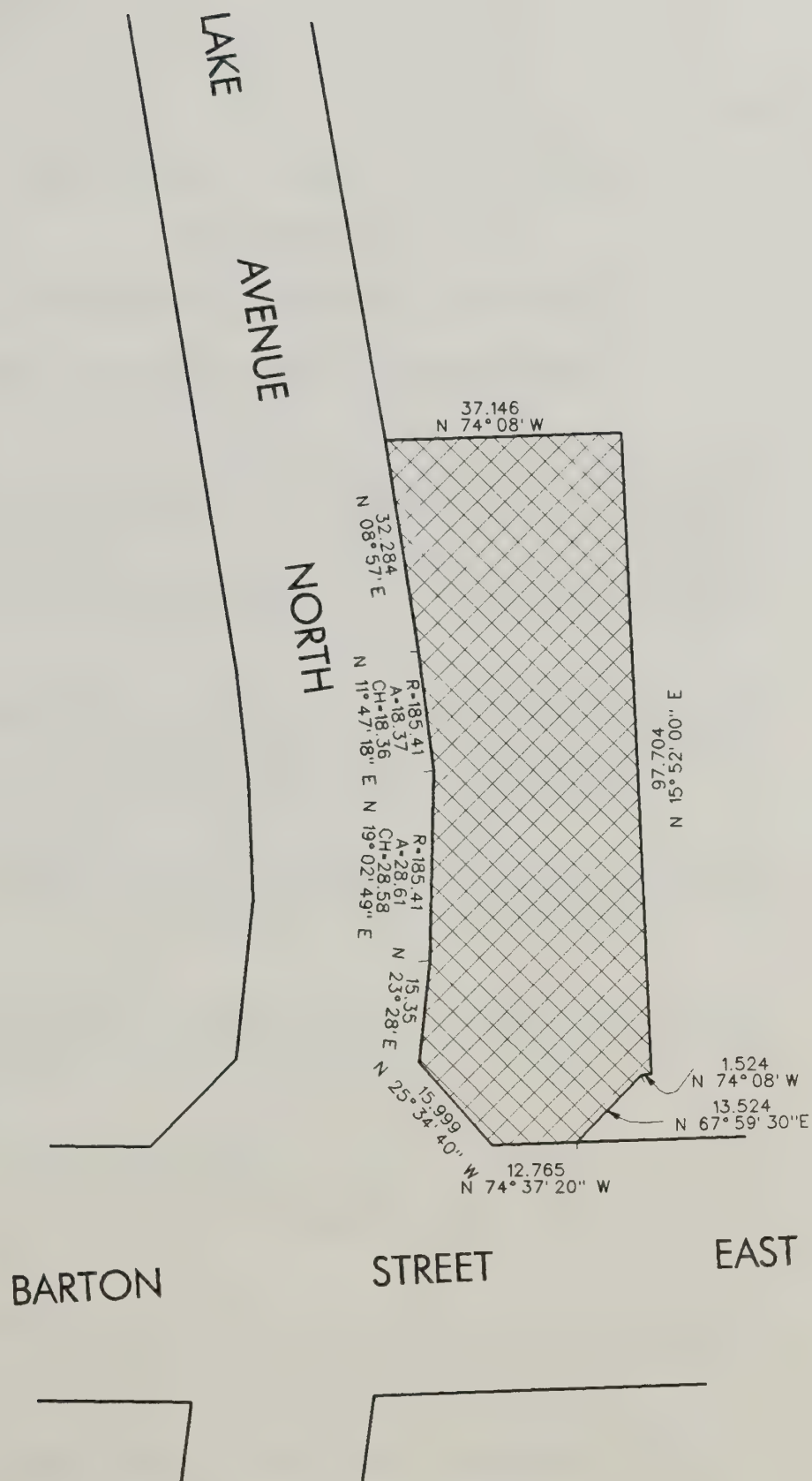
CITY CLERK



MAYOR

(1996) 5 R.P.D.C. 2a., March 26  
Richter, E.L., owner  
ZAR-96-02





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-093.  
Passed the ...14th day of .....May....., 1996.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-093...  
to Amend By-Law No. 6593

Planning and Development Department

## Legend



Lands to be regulated by  
By-Law No. 96-093

North



Scale  
Not to Scale

Date  
April 1996

Reference File No.  
ZAR-96-02

Drawn By  
R.L.





**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96-094**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:



(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

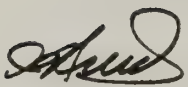
(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 14th day of May 1996, A.D.,



CITY CLERK



MAYOR





**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

|    |                                                                                                                                                               |                                                                                                                                         |                    |
|----|---------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| A) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 1059 CANNON STREET EAST<br>25 18 040 283 52580<br>PLAN 419 PT LOT 13<br>AUGUST 9TH 1995<br>VM215033<br>AUGUST 9TH 1996                  | <b>\$7,806.76</b>  |
| B) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 27 STELLA COURT<br>25 18 081 073 06048<br>PLAN M223 LOT 31<br>AUGUST 22ND 1995<br>LT387406<br>AUGUST 22ND 1996                          | <b>\$22,360.48</b> |
| C) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 1521 UPPER OTTAWA STREET<br>25 18 060 721 03936<br>WENT CONDO PLAN 146 LEV 1 UNIT 3<br>AUGUST 22ND 1995<br>LT387407<br>AUGUST 22ND 1996 | <b>\$15,194.98</b> |
| D) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 1521 UPPER OTTAWA STREET<br>25 18 060 721 03948<br>WENT CONDO PLAN 146 LEV 1 UNIT 7<br>AUGUST 22ND 1995<br>LT387408<br>AUGUST 22ND 1996 | <b>\$15,773.72</b> |
| E) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 58 EAST AVENUE SOUTH<br>25 18 030 203 00070<br>PLAN 223 LOT 127<br>AUGUST 22ND 1995<br>VM215765<br>AUGUST 22ND 1996                     | <b>\$27,807.94</b> |
| F) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 157 CLIFTON DOWNS ROAD<br>25 18 081 021 03265<br>PLAN M29 LOT 94<br>AUGUST 22ND 1995<br>LT387410<br>AUGUST 22ND 1996                    | <b>\$15,936.44</b> |
| G) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 295 LOCKE STREET SOUTH<br>25 18 010 092 05520<br>PLAN 187 PT LOT 24<br>AUGUST 22ND 1995<br>VM215767<br>AUGUST 22ND 1996                 | <b>\$15,091.80</b> |
| H) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 25 WEST AVENUE SOUTH<br>25 18 030 202 01330<br>PLAN 223 LOT 59<br>AUGUST 22ND 1995<br>VM215766<br>AUGUST 22ND 1996                      | <b>\$29,304.67</b> |
| I) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 61 EAST AVENUE SOUTH<br>25 18 030 203 01690<br>PLAN 223 LOT 131<br>AUGUST 22ND 1995<br>VM215764<br>AUGUST 22ND 1996                     | <b>\$30,129.19</b> |



**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

|    |                                   |                            |                    |
|----|-----------------------------------|----------------------------|--------------------|
| J) | PROPERTY ADDRESS                  | 37 KENILWORTH AVENUE NORTH |                    |
|    | SERIAL NUMBER                     | 25 18 040 313 08310        |                    |
|    | BRIEF LEGAL DESCRIPTION           | PLAN 522 LOT 25            |                    |
|    | DATE OF REGISTRATION              | AUGUST 29TH 1995           |                    |
|    | INST # OF TAX ARREARS CERTIFICATE | VM216192                   |                    |
|    | REDEMPTION DATE                   | AUGUST 29TH 1996           |                    |
|    | TOTAL ARREARS                     |                            | <b>\$30,826.71</b> |



BY-LAW NO. 96 - 095

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14TH DAY OF MAY A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

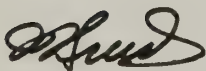
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of May A.D. 1996



CITY CLERK



MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96-096

To Amend:

Zoning By-law No. 6593  
and To Repeal Zoning By-laws No. 85-200 and 86-103

Respecting:

**LANDS LOCATED AT  
MUNICIPAL NOS. 252, 262 and 268 JAMES STREET SOUTH**

**WHEREAS** it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 85-200 on the 24th day of September 1985 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E-1" District, in respect of the above mentioned lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 19th day of September 1986;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 86-103 on the 11th day of March 1986 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E-1" District, in respect of the above mentioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 2 of the 6th Report of the Planning and Development Committee at its meeting held on the 9th day of April 1996, recommended that Zoning By-law No. 6593 be further amended to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law, and that Zoning By-law Nos. 85-200 and 86-103 be repealed in their entirety;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 2 of the 9th Report of the Planning and Development Committee at its meeting held on the 28th day of May 1996, recommended a further modification in zoning for the above-mentioned lands as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:



1. By-law No. 85-200 and By-law No. 86-103 are hereby repealed in their entirety.
  
2. The "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11A of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,
  - (a) notwithstanding Section 11A(1) of Zoning By-law No. 6593, the following residential and commercial uses and any combination thereof, shall be permitted in the buildings existing on the day of the passing of this by-law except as provided in clause (b):
    - (i) **Commercial Uses:**
      1. General Offices; Medical Offices;
    - (ii) **Residential Uses:**
      1. Multiple dwellings;
  - (b) **Commercial Uses** comprised of medical offices, the aggregate floor area of which shall not exceed 50% of the total gross floor area of the building including the basement or cellar;
  - (c) no part of the land abutting James Street South shall be used for vehicle access to or from James Street South;
  - (d) no part of the yard adjacent to James Street South shall be used for parking of vehicles;
  - (e) notwithstanding Table 1 of Section 18A of Zoning By-law No. 6593, a minimum of 24 parking spaces shall be provided and maintained, as follows:
    - (i) a minimum of 13 parking spaces shall be provided and maintained on Block 1;
    - (ii) a minimum of 6 parking spaces shall be provided and maintained on Block 2;
    - (iii) a minimum of 5 parking spaces shall be provided and maintained on Block 3;
  - (f) notwithstanding Section 18A(7) of Zoning By-law No. 6593, not more than three (3) of the parking spaces on Block 1 and four (4) of the parking spaces on Block 2 shall be permitted to have dimensions not less than 2.7 m wide and 5.0 m long;
  - (g) notwithstanding Tables 3, 4 and 5 of Section 18A of Zoning By-law No. 6593, no loading space shall be required;
  - (h) Sections 18A(11), 18A(12)(a) and 18A(26) of Zoning By-law No. 6593 shall not apply;
  - (i) the southerly driveway access for the parking area along the westerly property line of Block 3 adjacent to Markland Street shall not be used for any purpose other than an entrance from Markland Street;





- (j) the northerly driveway access for the parking area along the westerly property line of Block 1 adjacent to Herkimer Street shall not be used for any purpose other than an exit to Herkimer Street; and
- (k) notwithstanding Section 11A.(3)(ii)(b) of Zoning By-law No. 6593, the existing buildings shall provide and maintain side yards, as follows:
  - (i) a 0.45 m side yard shall be provided and maintained for the north lot line of Block 2;
  - (ii) no side yard shall be provided and maintained for the north lot line of Block 3.

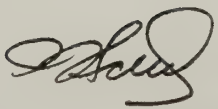
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1356.

5. Sheet No. W-6 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1356.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of May A.D. 1996

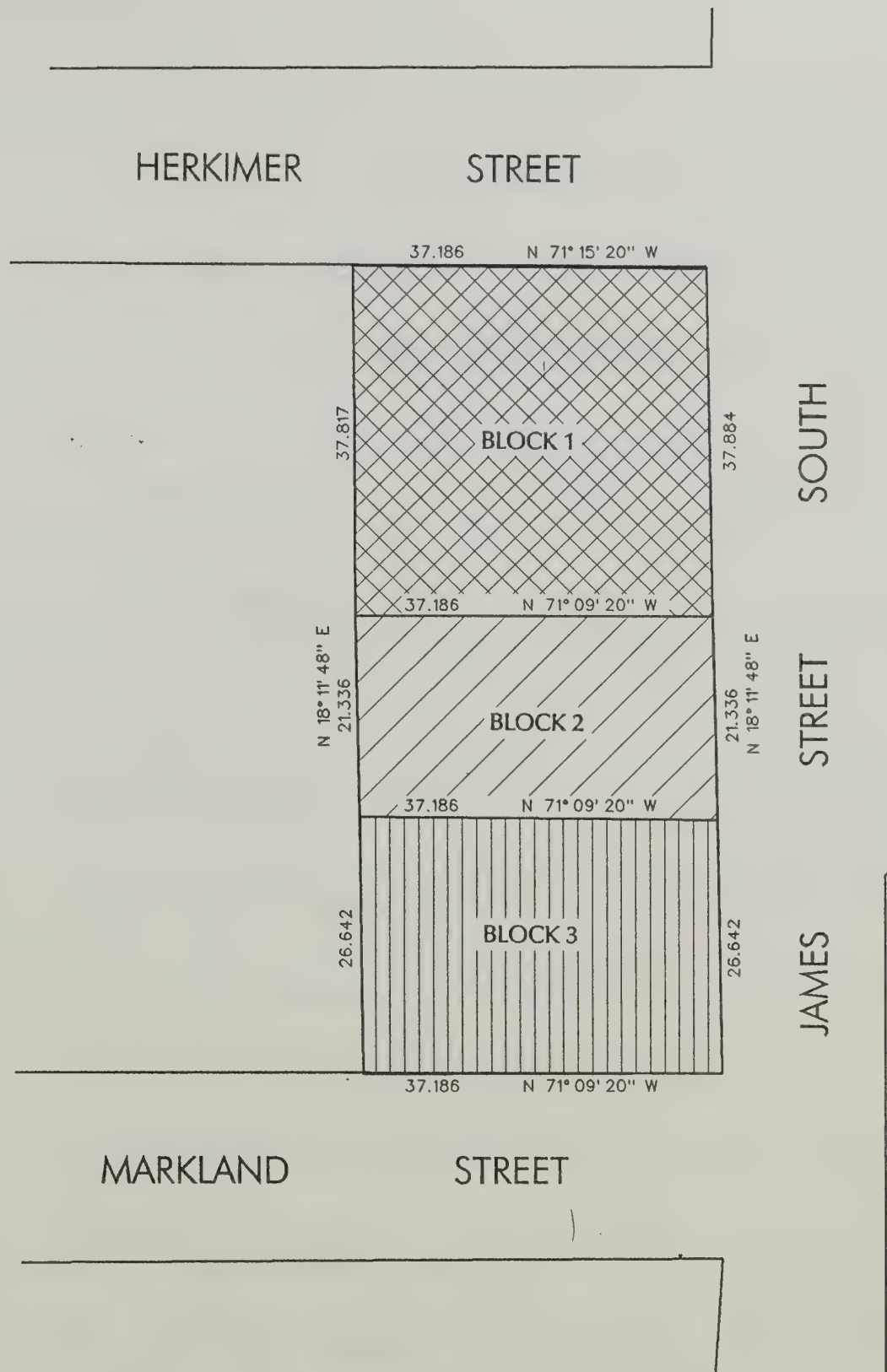


CITY CLERK




MAYOR





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-.096  
Passed the ....28<sup>th</sup> day of .....May....., 1996.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-.096...  
to Amend By-Law No. 6593

Planning and Development Department

### Legend



BLK 1

"E-1" (Multiple Dwellings, Lodges, Clubs, etc.)  
District Modified.



BLK 2

"E-1" (Multiple Dwellings, Lodges, Clubs, etc.)  
District Modified.



BLK 3

"E-1" (Multiple Dwellings, Lodges, Clubs, etc.)  
District Modified.

North



Scale  
Not to Scale

Date  
May 1996

Reference File No.  
ZAC-95-34

Drawn By  
R.L.



The Corporation of the City of Hamilton

BY-LAW NO. 96-097

To Amend Licensing By-law No. 93-069 Respecting:

**TAXI AND LIVERY LICENCE FEES**

**WHEREAS** taxi and livery vehicle licence fees are provided for in Schedule 45 of the City of Hamilton Licensing Code 1993;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed amendments to provide for a new range of fees, including a fifty-dollar added fee to cover costs on first time licence applications, applied to other licences in By-law 96-037;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraphs 4(h), 4(j) and 4(k) of Schedule 45 of Licensing By-law 93-069 as amended, are repealed and replaced with the following:

"(h) First issuance of a taxi-cab broker's licence, \$590.00;

(j) First Issuance of a taxi-cab driver's licence, \$150.00, and renewal of a taxi-cab driver's licence \$50.00;

(k) Filing fee for the initial copy of a limited interest agreement in respect of the first car, \$120.00;"

2. Section 4a of Schedule 45 to Licensing By-law No. 93-069 as amended, is repealed and replaced with the following:

"4a. Schedule 4a (Livery Vehicles) : The licence fees for licences under Schedule 4a are as follows:

(a) Livery vehicle owner's licence Class A or B, for a renewal \$210.00, and \$470.00 for other than a renewal;

(b) Livery vehicle driver's licence, for a renewal \$50.00, and \$150.00 for other than a renewal;  
(S.4a, s.16)"

3. In all other respects By-law No. 93-069 as amended is hereby confirmed without change.

PASSED this

28th

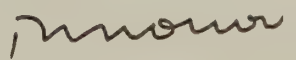
day of

May

A.D. 1996.



City Clerk



Mayor





BY-LAW NO. 96 - 098

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF  
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF MAY  
A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28TH day of MAY A.D. 1996



CITY CLERK



MAYOR





BY-LAW NO. 96 - 099

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 6TH DAY OF JUNE A.D., 1996.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

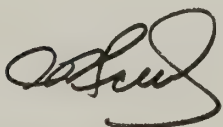
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 6TH day of JUNE A.D. 1996



CITY CLERK



MAYOR







BY-LAW NO. 96 - 100

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 18TH DAY OF JUNE A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 18th day of June A.D. 1996

*A. J. Hollowell*

Acting CITY CLERK



*R. M. M. M.*

MAYOR



CAY ON HBL A08  
B51

Bill No. A-31

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96- 101

TO INCORPORATE CITY LAND  
DESIGNATED AS PART 3, ON PLAN 62R-13733  
INTO APPLEBLOSSOM DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Appleblossom Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Appleblossom Drive.

Part of Block 30, on Plan 62M-710, designated as Part 3, on Plan 62R-13733.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this

25th

day of

June

A.D. 1996



City Clerk



Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96-102

TO INCORPORATE CITY LAND  
DESIGNATED AS BLOCK 13, ON PLAN 62M-753  
INTO BRIGADOON DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Brigadoon Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, to form part of Brigadoon Drive.

All of Block 13, Plan 62M-753.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 25th day of June A.D. 1996



City Clerk



Mayor





THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 96-102

TO INCORPORATE CITY LAND  
DESIGNATED AS BLOCK 13, ON PLAN 62M-753  
INTO BRIGADOON DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Brigadoon Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, to form part of Brigadoon Drive.

All of Block 13, Plan 62M-753.

City of Hamilton  
Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.
3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 25th day of June A.D. 1996



City Clerk



Mayor



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 96- 103**

**To Authorize:**

1. The construction as Local Improvements as a City initiative (without petition) under Section 12 of the Local Improvement Act of independent concrete sidewalks on the north side of Stone Church Road from Upper Wellington Street to Upper Wentworth Street;
2. The imposition of a special assessment upon the lands of the abutting owners in respect of the abutting owners' portion of the cost of the works;
3. The preparation of plans, specifications, and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

**WHEREAS** the Council of The Corporation of the City of Hamilton did decide to authorize preparation of this by-law because it is expedient to undertake the works hereinafter described as local improvements, without petition on the initiative of Council, (Item 23 of the 5th Report of the Transport and Environment Committee on April 9, 1996);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton did authorize that the Corporation's portion of the cost of the proposed works be paid out of current revenues, (Item 6 of the 7 Report of the Finance and Administration Committee on April 9, 1996;

**AND WHEREAS** notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of the Local Improvement Act, R.S.O. 1990, Chapter L.26;

**AND WHEREAS** a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

**AND WHEREAS** the Council has obtained reports, estimates and statements required for the undertaking of the said works;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment;

**AND WHEREAS** the Regional Municipalities Act, R.S.O. 1990, Chapter R.8 provides (section 111) that "no area municipality has power to issue debentures", and that the Regional Council may borrow money for the purposes of any area municipality;

**AND WHEREAS** the Ontario Municipal Board Act, R.S.O. 1990, Chapter O.28, section 65, states that a municipality shall not authorize any work the cost of which is to be raised in a subsequent year or years until the approval of the Board has first been obtained;

**AND WHEREAS** the Local Improvement Act, (section 53(7)) states that the amount of monies borrowed in respect of the abutting owners' portion of the cost of the works "...shall not be deemed to be part of the existing debenture debt of the Corporation within the meaning of the provisions of the Municipal Act limiting the borrowing powers of the municipality";





AND WHEREAS Ontario Regulation 710/92 prescribed pursuant to the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for the City of Hamilton's debt obligations which do not require approval of the Ontario Municipal Board;

AND WHEREAS the financial commitments, liabilities and debts of the local improvement works listed herein, being financed by debentures to be issued by the Region on behalf of the City, together with the City of Hamilton's other financial obligations and debts, do not exceed the City's maximum permitted debt and financial obligation limit prescribed by Ontario Regulation 710/92 and therefore, approval of the Ontario Municipal Board to issuance of debentures by the Region hereinafter described is not required.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under the Local Improvement Act, at an estimated cost not to exceed \$164,000.
2. The portion of the estimated cost of the works in the amount of \$84,408.73 shall be borne by the owners of the lands abutting directly on the works and the estimated cost per metre thereof (set out in Schedule "A" attached hereto,) shall be rated and specially assessed upon the lots abutting directly on the works, according to the extent of their respective frontages therein, by an equal special rate per metre of such frontage payable in equal annual instalments until fully paid.
3. Pending payment of the abutting owners' portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth on behalf of the City of Hamilton,
  - (a) to the extent sufficient to provide an amount not exceeding \$84,408.73;
  - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to,
  - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
  - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 25th day of June

A.D. 1996.

  
CITY CLERK

  
MAYOR





SCHEDULE "A"

Construction of an independent concrete sidewalk on the north side of Stone Church Road from Upper Wellington Street to Upper Wentworth Street, at the estimated cost not exceeding the following:

|                                                                                                           |                  |
|-----------------------------------------------------------------------------------------------------------|------------------|
| City's Share                                                                                              | \$ 79,591.27     |
| Abutting Owners' Share                                                                                    | <u>84,408.73</u> |
| TOTAL ESTIMATED COST                                                                                      | \$164,000.00     |
| Estimated Cost per metre frontage<br>payable by the abutting owners in<br>Fifteen (15) annual instalments | \$101.00         |



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 96- 104**

**To Authorize:**

1. The construction as Local Improvements as a City initiative (without petition) under Section 12 of the Local Improvement Act of a concrete alley first south of Hunter Street from Bay Street to approximately 83.5 m westerly (east-west portion only);
2. The imposition of a special assessment upon the lands of the abutting owners in respect of the abutting owners' portion of the cost of the works;
3. The preparation of plans, specifications, and reports and the supervision of the construction by the Commissioner of Transportation/Environmental Services.

**WHEREAS** the Council of The Corporation of the City of Hamilton did decide to authorize preparation of this by-law because it is expedient to undertake the works hereinafter described as local improvements, without petition on the initiative of Council, (Item 2 of the 15th Report of the Transport and Environment Committee on December 12, 1995);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton did authorize that the Corporation's portion of the cost of the proposed works be paid out of current revenues, (Item 9 of the 29th Report of the Finance and Administration Committee on December 12, 1995);

**AND WHEREAS** notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of the Local Improvement Act, R.S.O. 1990, Chapter L.26;

**AND WHEREAS** a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed, have not, within one (1) month after publication, petitioned the Council not to proceed with the works;

**AND WHEREAS** the Council has obtained reports, estimates and statements required for the undertaking of the said works;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton intends to raise the Corporation's portion of the cost of the works out of its current revenues and to raise the abutting owners' portion of the costs by borrowing the required funds through the Region's issuance of debentures until said abutting owners' portion of the cost is paid by the special assessment;

**AND WHEREAS** the Regional Municipalities Act, R.S.O. 1990, Chapter R.8 provides (section 111) that "no area municipality has power to issue debentures", and that the Regional Council may borrow money for the purposes of any area municipality;

**AND WHEREAS** the Ontario Municipal Board Act, R.S.O. 1990, Chapter O.28, section 65, states that a municipality shall not authorize any work the cost of which is to be raised in a subsequent year or years until the approval of the Board has first been obtained;

**AND WHEREAS** the Local Improvement Act, (section 53(7)) states that the amount of monies borrowed in respect of the abutting owners' portion of the cost of the works "...shall not be deemed to be part of the existing debenture debt of the Corporation within the meaning of the provisions of the Municipal Act limiting the borrowing powers of the municipality";





AND WHEREAS Ontario Regulation 710/92 prescribed pursuant to the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for the City of Hamilton's debt obligations which do not require approval of the Ontario Municipal Board;

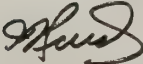
AND WHEREAS the financial commitments, liabilities and debts of the local improvement works listed herein, being financed by debentures to be issued by the Region on behalf of the City, together with the City of Hamilton's other financial obligations and debts, do not exceed the City's maximum permitted debt and financial obligation limit prescribed by Ontario Regulation 710/92 and therefore, approval of the Ontario Municipal Board to issuance of debentures by the Region hereinafter described is not required.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under the Local Improvement Act, at an estimated cost not to exceed \$48,000.
2. The portion of the estimated cost of the works in the amount of \$12,939.51 shall be borne by the owners of the lands abutting directly on the works and the estimated cost per metre thereof (set out in Schedule "A" attached hereto,) shall be rated and specially assessed upon the lots abutting directly on the works, according to the extent of their respective frontages therein, by an equal special rate per metre of such frontage payable in equal annual instalments until fully paid.
3. Pending payment of the abutting owners' portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth on behalf of the City of Hamilton,
  - (a) to the extent sufficient to provide an amount not exceeding \$12,393.51;
  - (b) repayable over a term not exceeding twenty (20) years, chargeable to The Corporation of the City of Hamilton.
4. The Commissioner of Transportation/Environmental Services is hereby authorized to,
  - (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
  - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this 25th day of June

A.D. 1996.

  
CITY CLERK

  
MAYOR





SCHEDULE "A"

Construction of a concrete alley first south of Hunter Street from Bay Street to approximately 83.5 m westerly (east-west portion only), at the estimated cost not exceeding the following:

|                                                                                                           |                  |
|-----------------------------------------------------------------------------------------------------------|------------------|
| City's Share                                                                                              | \$35,060.49      |
| Abutting Owners' Share                                                                                    | <u>12,939.51</u> |
| TOTAL ESTIMATED COST                                                                                      | \$48,000.00      |
| Estimated Cost per metre frontage<br>payable by the abutting owners in<br>Fifteen (15) annual instalments | \$107.00         |





BY-LAW NO. 96 - 105

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Section 28, subsection 4, of Part IV (Parking Meters) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom, in its entirety, paragraph (e).

2. Section 28, of Part IV (Parking Meters), of said By-law is hereby amended by adding thereto the following subsection:-

"5. The provisions of subsections, 1, 2, and 3, of Section 30, of Part IV of this By-law shall not apply to a parked vehicle used for the transporting of one or more physically handicapped persons, that clearly displays on the sun visor or dashboard on the driver's side, and visible from external view, an identifying marker issued by the Minister of Transportation."

3. Section 30, of Part IV (Parking Meters), of said By-law is hereby amended by adding thereto the following subsection:-

"8. No person shall park, or leave parked, at any metered parking space, a vehicle displaying an identifying marker issued by the Minister of Transportation, for a period of time which exceeds 3 consecutive hours, whether or not there is shown on the meter time which is paid for and unexpired."

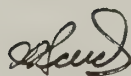
PASSED this

25th

day of

June

A.D. 1996.



CITY CLERK



MAYOR



## BY-LAW NO. 96 - 106

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 9 (Through Highways)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following item, namely:-

"Upper Horning Mountain Road, from Scenic Drive to Stone Church Road, except at the intersection of Mohawk Road."

2. **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Deschene Both Hester to Washington 1 hr 8 am - 5 pm Mon - Fri."

3. **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Bendamere Both West 31st to West 32 8am - 4pm Mon - Sat

Upper Horning Both Mohawk to Monteagle Anytime

Upper Horning Both Adis to Omni Anytime."

and by deleting therefrom the following items, namely:-

"Upper Horning Both End to End Anytime

Barlake West Hollydene to 60 ft. north Anytime."

4. **Schedule 27 (Alternate Side Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Upper Horning Road East West."  
Monteagle Court to Adis Avenue

and by deleting therefrom the following item, namely:-

"Deschene Avenue North West East."  
Hester Street to Washington Street



5. **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

|           |       |                                                                                      |           |
|-----------|-------|--------------------------------------------------------------------------------------|-----------|
| "Hughson  | West  | commencing 240 feet south of the south curb line of Brock and extending 18 southerly | Anytime   |
| Allan     | North | commencing 199 feet east of Harmony and extending 23 feet easterly                   | Anytime   |
| Roosevelt | East  | commencing 124 feet south of Beach and extending 25 feet southerly                   | Anytime   |
| Ray       | West  | commencing 24 feet south of Florence and extending 18 feet southerly                 | Anytime." |

and by deleting therefrom the following items, namely:-

|         |       |                                                                                       |           |
|---------|-------|---------------------------------------------------------------------------------------|-----------|
| "Picton | North | commencing at a point 99 feet west of MacNab to a point 18 feet westerly therefrom    | Anytime   |
| Gibson  | East  | commencing at a point 332 feet south of Barton to a point 22 feet southerly therefrom | Anytime   |
| Weir    | East  | commencing 31 feet south of Britannia to a point 26 feet southerly therefrom          | Anytime." |

PASSED this 25th day of June A.D. 1996.



CITY CLERK



MAYOR







## BY-LAW NO. 96 - 107

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|           |                         |             |
|-----------|-------------------------|-------------|
| "Central  | Eastbound and Westbound | Wexford     |
| Britannia | Eastbound and Westbound | Tragina     |
| Britannia | Eastbound and Westbound | Fairfield." |

2. **Schedule 23 (Hamilton Street Railway)** of said By-law is hereby amended by adding to the OUTBOUND column thereof following items, namely:-

"Duke at Bay (N/S)  
Centennial at Violet (N/S)."

and by deleting from the OUTBOUND column thereof the following items, namely:-

"Hunter at Bay  
Hunter at Park."

and by adding to the INBOUND column thereof the following item, namely:-

"Centennial at Eastgate Court (M/B)."

3. **Schedule 29 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

|            |       |                                                                                                                                      |                    |
|------------|-------|--------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| "Graystone | East  | commencing 254 feet north of the north curb line of Greyfriar and extending 76 feet northerly                                        | Anytime            |
| Haymarket  | North | commencing at the westerly end and extending 104 feet easterly                                                                       | Anytime            |
| Barlake    | West  | commencing from the north curb line of the east to west leg of Barlake and extending 84 feet northerly along the south to north leg. | Anytime            |
| Cannon     | South | Gage to Kenilworth                                                                                                                   | 4-6 p.m. Mon-Fri." |



and by deleting therefrom the following items, namely:-

|         |       |                     |                                                             |           |
|---------|-------|---------------------|-------------------------------------------------------------|-----------|
| "Robins | East  | 38 feet             | commencing at Newlands and<br>extending southerly therefrom | Anytime   |
| Cannon  | South | Gage to Strathearne | 4-6 p.m.                                                    | Mon-Fri." |

4. Schedule 35 (Wheelchair Loading Zones) of said By-law is hereby amended by deleting therefrom the following item, namely:-

|          |      |         |                                                        |           |
|----------|------|---------|--------------------------------------------------------|-----------|
| "Garside | East | 30 feet | 54 feet north of the north<br>curb line of Bartonville | Anytime." |
|----------|------|---------|--------------------------------------------------------|-----------|

PASSED this 25th day of June A.D. 1996.



CITY CLERK



MAYOR







The Corporation of the City of Hamilton

BY-LAW NO. 96- 108

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS.  
475 MAIN STREET EAST AND 46 GRANT AVENUE**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-13 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "H" (Community Shopping and Commercial, etc.) District to "DE-3" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The DE-3 (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10C.(1) of Zoning By-law No. 6593, the following uses shall be permitted on Block "1":
  - (i) a senior citizens multiple dwelling containing a maximum of seventy-eight (78) "housekeeping dwelling units" only within the existing building;
  - (ii) a dining room only in conjunction with a senior citizens multiple dwelling;
  - (iii) a hair salon only in conjunction with a senior citizens multiple dwelling;



- (b) Section 10C.(3) of Zoning By-law No. 6593 shall not apply to the existing building on Block "1";
- (c) notwithstanding Section 10C.(5) of Zoning By-law No. 6593, the gross floor area of the senior citizens multiple dwelling shall not exceed 4480.0 m<sup>2</sup> (48,223.89 S.F.) on Block "1";
- (d) an amenity area having a minimum gross floor area of 518.0 m<sup>2</sup> (5,575.88 S.F.) including, but not limited to, a library, chapel, games room, bar and lounges, shall be provided and maintained for the senior citizens multiple dwelling within the existing building;
- (e) Section 18.(4)(iv) of Zoning By-law No. 6593 shall not apply;
- (f) notwithstanding Table 1 of Section 18A. of Zoning By-law No. 6593, a minimum of 26 parking spaces shall be required for a senior citizens multiple dwelling containing not more than seventy-eight (78) "housekeeping dwelling units", as follows:
  - (1) a minimum of ten (10) parking spaces shall be provided and maintained on Block "1";
  - (2) a minimum of sixteen (16) parking spaces shall be provided and maintained on Block "2";
- (g) notwithstanding Section 18A.(9) of Zoning By-law No. 6593, sixteen (16) of the required parking spaces for the seniors multiple dwelling shall be provided and maintained on the lot located at No. 46 Grant Avenue (Block "2");
- (h) notwithstanding Section 18A.(1)(C) of Zoning By-law No. 6593, one (1) loading space at 3.7 m x 9.0 m x 4.3 m shall be provided and maintained for the senior citizens multiple dwelling on Block "1";
- (i) for the purposes of this By-law, a senior citizens multiple dwelling means a multiple dwelling within which all residents are at least 60 years of age or older.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2.

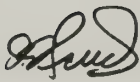
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1360.

5. Sheet No. E-13 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1360.

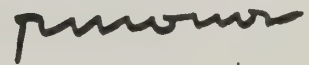


6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of June A.D. 1996



CITY CLERK

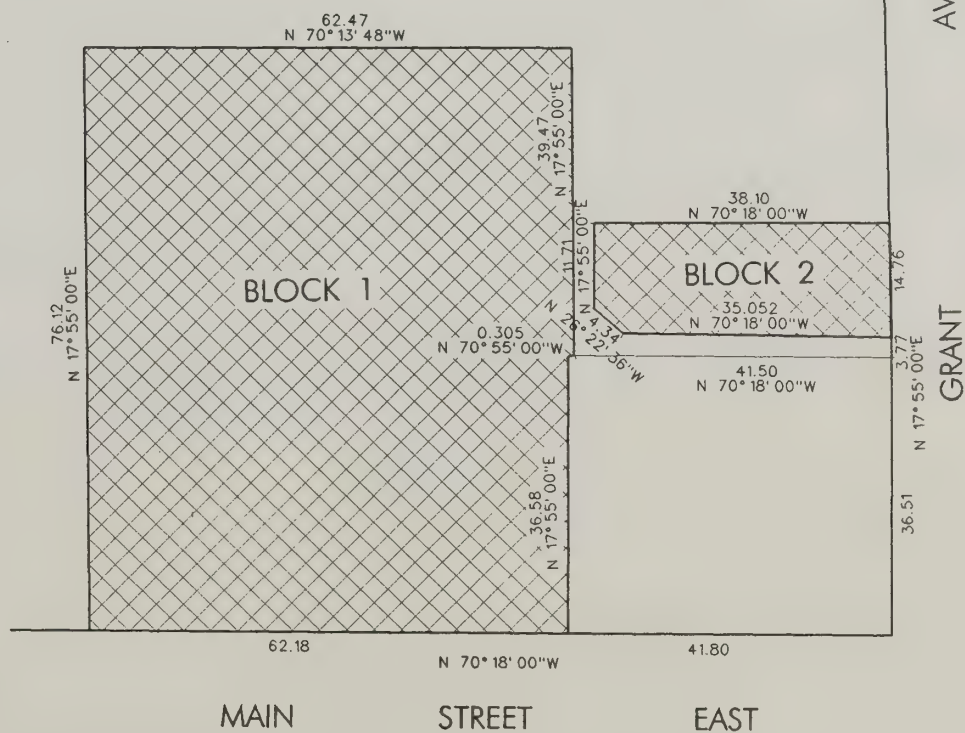


MAYOR

(1996) 9 R.P.D.C., 1, May 28  
The Pica Group Inc., Owner  
Amended ZAC-96-03



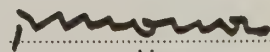




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-...108...  
Passed the ...25th day of ...June..., 1996.

  
Clerk

  
Mayor

City of Hamilton

**Schedule A**  
Map Forming Part of  
By-Law No. 96-...108...  
to Amend By-Law No. 6593

Planning and Development Department

Legend



Blocks "1" & "2" - from: "H" (Community Shopping and Commercial, etc.) District to: "DE-3" (Multiple Dwellings) District - Modified.

North



Scale  
Not to Scale

Date  
June 1996

Reference File No.  
ZAC-96-03

Drawn By  
R I



The Corporation of the City of Hamilton

BY-LAW NO. 96-109

To Amend:

Zoning By-law No. 6593

Respecting:

**WESTDALE SOUTH NEIGHBOURHOOD**

**WHEREAS** it is intended to establish special requirements under Section 19B of By-law No. 6593 passed on the 25th day of July 1950, and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The District provisions as contained in Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a)
  - (i) no building or structure shall have a gross floor area greater than the area within the district of the lot on which it is situated, multiplied by the floor area ratio factor of 0.45;
  - (ii) notwithstanding Section 2.(2)J.(viii) of Zoning By-law No. 6593, "Gross Floor Area" is the aggregate of the areas of the building or structure, including the basement or cellar, but shall not include:
    - a) an attached garage;
    - b) a detached garage; and,
    - c) the floor occupied by heating, air conditioning and laundry equipment;
  - (iii) for the purpose of determining gross floor area for any portion of the dwelling where the ceiling height exceeds 4.6 metres, that portion of the dwelling shall be multiplied by 1.9;
  - (iv) in addition to the requirements of Section 18A, where a dwelling is constructed with an attached garage, then the finished level of the garage floor shall be a minimum of 0.3 metres above grade;
  - (v) notwithstanding Section 9.(2) of Zoning By-law No. 6593, no building or structure shall exceed 2 storeys and 9.0 metres in height; and,
  - (vi) Section 18(2)(i) of Zoning By-law No. 6593 shall not apply to the Westdale South Neighbourhood;
- (b) in addition to the requirements of Section 10. of Zoning By-law No. 6593, a single family dwelling is permitted subject to the provisions of Section 1.(a) of this by-law;





- (c) in addition to the requirements of Section 11. of Zoning By-law No. 6593, a single family dwelling is permitted subject to the provisions of Section 1.(a) of this by-law;
- (d) in addition to the requirements of Section 13. of Zoning By-law 6593, a single family dwelling is permitted subject to the provisions of Section 1.(a) of this by-law;
- (e) in addition to the requirements of Section 14. of Zoning By-law No. 6593, a single family dwelling is permitted subject to the provisions of Section 1.(a) of this by-law.

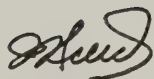
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C", "D", "E", "G" and "H" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1361.

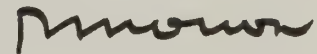
4. Sheets No. W-22, W-23, W-32, W-33, W-34, W-39 and W-40 of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1361.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of June A.D. 1996



CITY CLERK



MAYOR





This is Schedule "A" to By-Law No. 96-109.  
Passed the 25th day of June, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

## City of Hamilton

### Schedule A

Map Forming Part of  
By-Law No. 96-109.  
to Amend By-Law No. 6593

Planning and Development Department

### Legend

 Lands to be regulated by  
By-Law No. 96-109

North



Scale  
Not to Scale

Date  
june 1996

Reference File No.  
CI-96-E

Drawn By  
R L





The Corporation of the City of Hamilton

BY-LAW NO. 96- 110

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 85 ROBINSON STREET**

**WHEREAS** it is intended to establish special requirements under Section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 88-261 on the 8th day of November 1988 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E" District, in respect of the land located at Municipal No. 85 Robinson Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

**AND WHEREAS** the Ontario Municipal Board by its Memorandum of Oral Decision (Files No. C940123, C940124, Z 940041), dated the 16th day of January 1995, directed that By-law No. 88-261 be amended as hereinafter provided;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton intends to permit two mutually exclusive development options in respect of the land located at Municipal No. 85 Robinson Street, in addition to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions of Zoning By-law No. 6593;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended as set out below such that the lands might be developed by way of one of two distinct options and not a hybrid of the two. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions will also continue to be applicable to the lands notwithstanding the two options noted herein.

**OPTION NO. 1**

2. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended, to the extent only of the special requirements that,

- (a) notwithstanding Section 2.(2)A.(xiiaa) of By-law No. 6593, a residential care facility shall be permitted in the same building as the multiple dwelling;





- (b) notwithstanding Section 2.(2)J.(xb) of By-law No. 6593, a pedestrian entranceway to underground parking shall be permitted within the landscaped area required under Section 18A.(12) of By-law No. 6593;
- (c) Section 4.(3)(a) of By-law No. 6593 shall not apply;
- (d) notwithstanding Section 11.(1)(iii) of By-law No. 6593, the multiple dwelling shall provide not more than 110 dwelling units;
- (e) notwithstanding Section 11.(1)(iiib) of By-law No. 6593, the residential care facility shall accommodate not more than 162 residents, all of whom shall be not less than 60 years of age;
- (f) notwithstanding Section 11.(1)(viii) of By-law No. 6593, continued use of the private club is permitted only within the building or any portion thereof existing at the date of the passing of this by-law;
- (g) notwithstanding Section 11.(3)(ii)(b) of By-law No. 6593, a side yard of not less than 8.0 m in width shall be provided and maintained along the westerly side lot line within 33.4 m of Robinson Street;
- (h) notwithstanding Section 11.(3)(iii)(b) of By-law No. 6593, a rear yard of not less than 8.0 m in depth shall be provided and maintained along Charlton Avenue;
- (i) notwithstanding Section 11.(5) of By-law No. 6593, a gross floor area of not more than 22,130.0 m<sup>2</sup> shall be permitted;
- (j) Section 11.(7) of By-law No. 6593 shall not apply;
- (k) notwithstanding Section 18.(3)(vi)(b)(i) of By-law No. 6593, a canopy may project not more than 2.5 m into the required front yard;
- (l) notwithstanding Section 18.(3)(vi)(cc)(i) of By-law No. 6593, a balcony may project not more than 1.4 m into the required front yard;
- (m) notwithstanding Section 18A.(1)(a) of By-law No. 6593, not less than 173 parking spaces shall be provided and maintained;
- (n) notwithstanding Section 18A.(11)(a) and 18A.(12)(b) of By-law No. 6593, the boundary of the loading space shall be fixed not less than 0.4 m from the boundary of the adjoining residential district.

### OPTION NO. 2

3. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on plans hereto annexed as Schedule "B" and Schedule "C", are further amended to the extent only of the special requirements that,

- (a) notwithstanding Sections 11(2), 11(3), 18(3), and 18(8) of By-law No. 6593, the maximum building heights above grade, minimum yards and minimum building distance separations shall be provided and maintained in accordance with the attached Schedule "C". Above grade buildings shall be located wholly within the areas outlined by the heavy building envelope lines as is shown on Schedule "C". Building envelopes shall be variable to the maximum distances shown on Schedule "C" provided that the minimum setbacks shown on Schedule "C" are met. Minimum setbacks shall not be compromised by maximized building envelopes;



- (b) notwithstanding Section 11(3) of By-law No. 6593 and Section 3(a) of this by-law, the following setbacks are required for any building within Block 1:

- (i) from Block 2 - minimum 0.05 metres,
- (ii) from Block 3 - minimum 14.0 metres,

as shown on Schedule "C";

- (c) notwithstanding Section 11(3) of By-law No. 6593 and Section 3(a) of this by-law, the following setbacks are required for any building within Block 2:

- (i) from Block 1 - minimum 12.0 metres,
- (ii) from Block 3 - minimum 1.0 metres,

as shown on Schedule "C";

- (d) notwithstanding Section 11(3) of By-law No. 6593 and Section 3(a) of this by-law, the following setbacks are required for any building within Block 3:

- (i) from Block 1 - minimum 4.8 metres,
- (ii) from Block 2 - minimum 6.0 metres,

as shown on Schedule "C";

- (e) notwithstanding Section 18(3)(vi)(cc) of By-law No. 6593, balcony projections for all yards are not to exceed 1.5 m, including enclosed balconies;

- (f) notwithstanding Section 11(5) of By-law No. 6593, the following provisions apply:

- (i) a maximum gross floor area of 2.25 times the lot area of Blocks 1, 2 and 3 as shown on Schedule "B" shall be permitted;
- (ii) a maximum of 200 dwellings units shall be permitted on Blocks 1 and 2 combined;
- (iii) a maximum gross floor area of 2,545 m<sup>2</sup> (27,395 feet<sup>2</sup>) shall be permitted on Block 3, provided that the maximum gross floor area ratio for the entire site (Blocks 1, 2 and 3) does not exceed 2.25 times lot area;

all in accordance with the attached Schedule "C",

- (g) amenity area shall be provided and maintained on the following basis:

- (i) Block 1 - minimum of 371.6 m<sup>2</sup> (4,000 feet<sup>2</sup>); and
- (ii) Block 2 - minimum of 278.7 m<sup>2</sup> (3,000 feet<sup>2</sup>);

- (h) the required amenity area noted in (h) above will not be calculated as part of the gross floor area ratio of 2.25 up to maximums as follows:

- (i) Block 1 - amenity area to a maximum of 371.6 m<sup>2</sup> (4,000 feet<sup>2</sup>); and
- (ii) Block 2 - amenity area to a maximum of 287.7 m<sup>2</sup> (3,000 feet<sup>2</sup>);





- (i) where balconies are enclosed, the resultant increase in gross floor area will not be calculated as part of the gross floor area ratio of 2.25 as follows:
  - (i) Block 1 - to a maximum of 836.1 m<sup>2</sup> (9,000 feet<sup>2</sup>); and
  - (ii) Block 2 - to a maximum of 696.75 m<sup>2</sup> (7,500 feet<sup>2</sup>);
- (j) for the purposes of Option No. 2, "amenity space" shall be defined as: "an area on the same lot accessory to a residential use, including communal areas such as swimming pools, lounges and recreation areas, but does not include landscaping, patios and balconies";
- (k) notwithstanding Section 11(1) of By-law No. 6593, townhouses, street townhouses or maisonettes shall be permitted on Block 3;
- (l) notwithstanding Section 11(1)(viii) of By-law No. 6593, and Sections 3(a) to 3(k) of this by-law, the continued use of the private club is permitted only within the building or any portion thereof existing at the date of the passing of this by-law;
- (m) notwithstanding Section 18A of By-law No. 6593, required parking for Block 3 may be provided and maintained on Blocks 1 and 2, subject to the registration on title of irrevocable site plan agreements for each of Blocks 1, 2 and 3 between the respective owner(s) of Blocks 1, 2 and 3 and the City. In the event that required parking for Block 3 is not being provided and maintained by such a site plan agreement, parking for Block 3 must be provided and maintained on Block 3;
- (n) notwithstanding Section 18A of By-law No. 6593, required parking, access driveways, and manoeuvring space for Block 1 and Block 2 may be provided and maintained on both Block 1 and Block 2, subject to the registration on title of irrevocable site plan agreements for each of Blocks 1 and 2 between the respective owner(s) of Blocks 1 and 2 and the City. In the event that required parking, access driveways, and manoeuvring space for each of Blocks 1 and 2 is not being provided and maintained by such site plan agreements, required parking, access driveways and manoeuvring space for each of Blocks 1 and 2 must be provided and maintained on Block 1 and Block 2, respectively;
- (o) notwithstanding Section 18A of By-law No. 6593, one loading space measuring 3.7 metres by 9.0 metres shall be provided and maintained on each of Block 1 and Block 2.

4. Where the land is developed in accordance with Option No. 1, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions, subject to the special requirements referred to in Section 2.

5. Where the land is developed in accordance with Option No. 2, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions, subject to the special requirements referred to in Section 3 of this by-law.

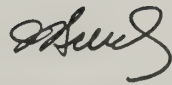
6. By-law No. 6593 is amended by adding this by-law to Section 19B as Schedule S-1343.



7. Sheet No. W-5 of the District Maps is amended by marking the lands referred to in Sections 2 and 3 of this by-law, S-1343.

8. By-law No. 88-261 is hereby repealed in its entirety.

PASSED this 25th day of June A.D. 1996



CITY CLERK

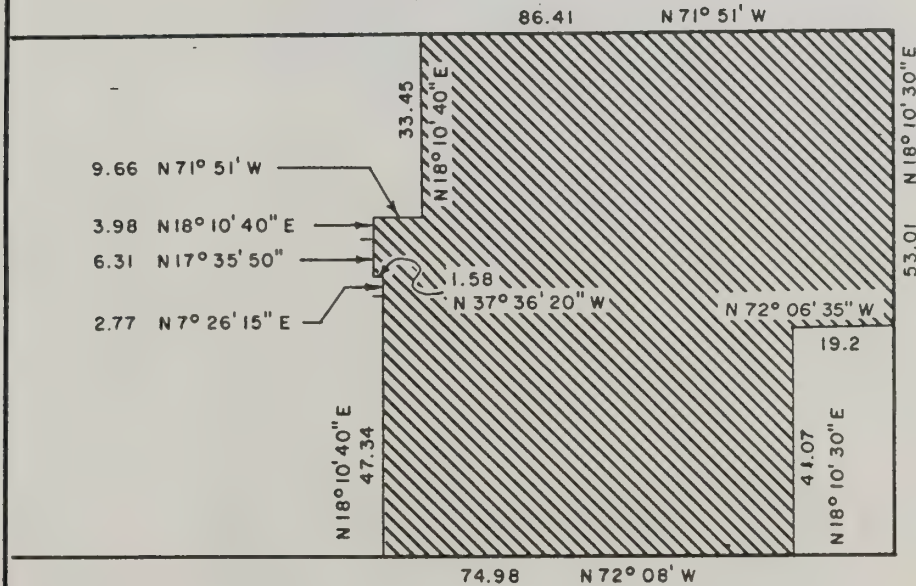


MAYOR

(1995) 4 R.P.D.C. 1, January 10  
Latco (1986) Developments Limited, Owner  
ZAC-93-17



# ROBINSON STREET



PARK STREET SOUTH

# CHARLTON AVENUE

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-110.....  
Passed the 25th day of June, 1996.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-110..  
to Amend By-Law No. 6593

## Legend

 Lands to be regulated by  
By-Law No. 96-110.....

North



Scale  
Not to Scale

Date  
FEB. 1996.

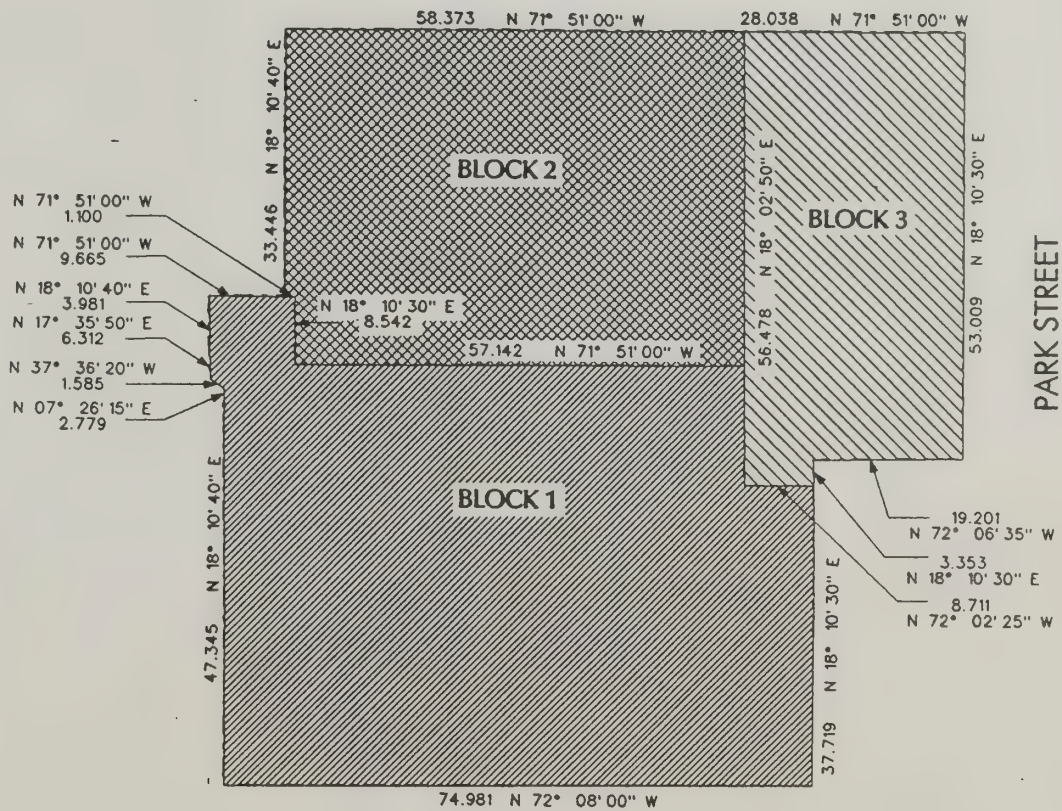
Reference File No.  
ZAC-93-17

Drawn By  
Z.K.





# ROBINSON STREET



PARK STREET

# CHARLTON AVE

NOTE: All dimensions are in metres

This is Schedule "B" to By-Law No. 96-110  
 Passed the 25th day of June 1996.

*[Signature]*  
 Clerk

*[Signature]*  
 Mayor

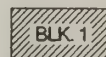
City of Hamilton

## Schedule B

Map Forming Part of  
 By-Law No. 96-110..  
 to Amend By-Law No. 6593

Planning and Development Department

## Legend



BLK. 1



BLK. 2



BLK. 3

Lands to be regulated by  
 By-Law No. 96-110

North



Scale  
 Not to Scale

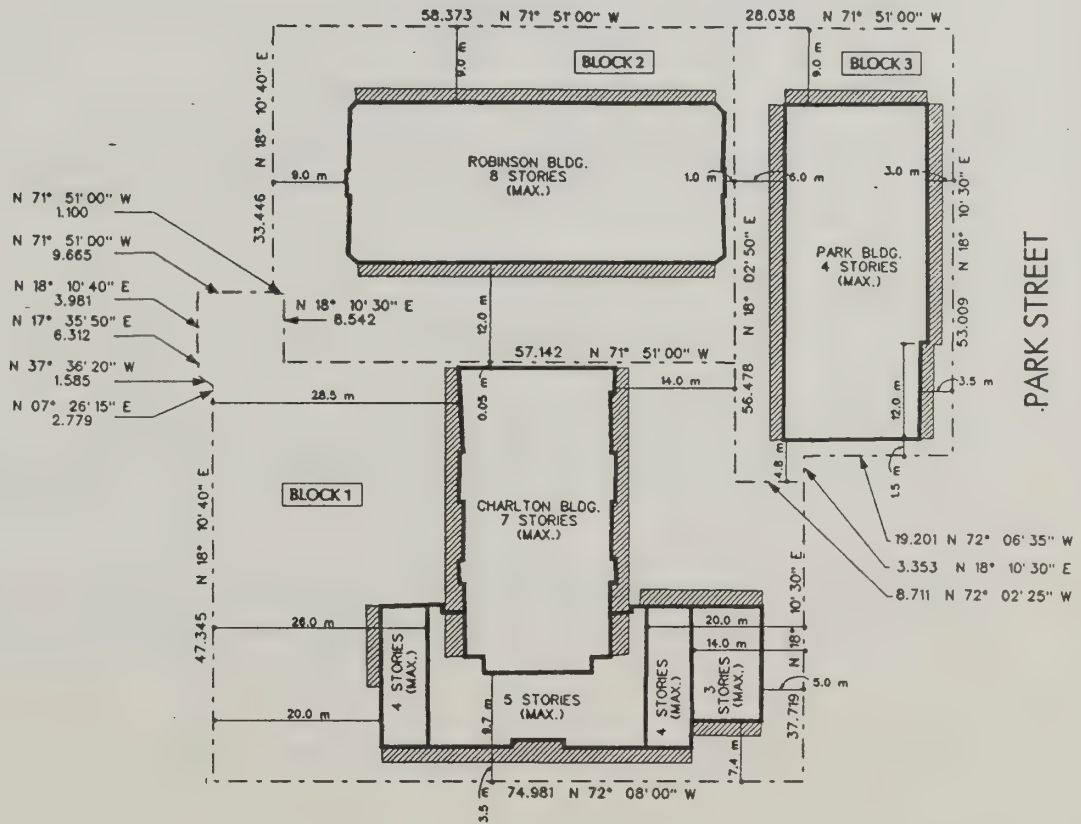
Date  
 FEB. 1996

Reference File No.  
 ZAC-93-17

Drawn By  
 R.L.



# ROBINSON STREET



# CHARLTON AVE

NOTE: All dimensions are in metres

This is Schedule "C" to By-Law No. 96-110.  
Passed the 25th day of June, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

City of Hamilton

## Schedule C

Map Forming Part of  
By-Law No. 96-110  
to Amend By-Law No. 6593

Planning and Development Department

## Legend

-  BUILDING ENVELOPES
-  BALCONIES / SUNROOMS

North



Scale  
Not to Scale

Date  
FEB. 1996

Reference File No.  
ZAC-93-17

Drawn By  
R.L.





The Corporation of the City of Hamilton

By-law No. 96- 111

To Delegate:

**AUTHORITY TO GIVE CONSENTS UNDER THE PLANNING ACT  
TO THE COMMITTEE OF ADJUSTMENT**

WHEREAS under the Planning Act, R.S.O. 1990, Chapter P.13, The Regional Municipality of Hamilton-Wentworth had the authority to give consents for the severances of land under the Act for land within the Region of Hamilton-Wentworth;

AND WHEREAS The Regional Municipality of Hamilton-Wentworth, pursuant to Section 54 of the Planning Act, will delegate the authority for the giving of consents under the Act to The Corporation of the City of Hamilton, effective as of July 1, 1996;

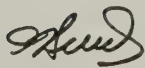
AND WHEREAS Section 54 of the Planning Act, R.S.O. 1990, Chapter P.13 authorizes a Council to delegate the authority for the giving of consents under the Act to the Committee of Adjustment;

AND WHEREAS Council, on May 28, 1996, in adopting Section 3 of the 9th Report of the Planning and Development Committee delegated the authority to give consents under the Act to the Committee of Adjustment;

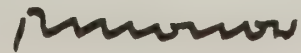
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Council hereby delegates the authority to give land severance consents under the Planning Act, R.S.O. 1990, Chapter P.13, as amended, to the existing Committee of Adjustment for the City of Hamilton.
2. This By-law becomes effective on July 1, 1996.

PASSED this 25th day of June 1996.



CITY CLERK



MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 96- 112

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-laws No. 80-278, 82-225 and 90-272

Respecting:

**LAND LOCATED AT MUNICIPAL NOS. 39-41 DEVONPORT STREET**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 80-278 on the 28th day of October 1980 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "L-mr" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 82-225 on the 12th day of October 1982 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "L-mr" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 90-272 on the 25th day of September 1990 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "L-mr" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 4th Report of the Planning and Development Committee at its meeting held on the 12th day of March 1996, recommended that Zoning By-law No. 6593, as amended by By-laws No. 80-278, 82-225 and 90-272, be further amended as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:



1. The "L-mr" (Planned Development - Multiple Residential) District provisions, as contained in Section 17B of Zoning By-law No. 6593, as amended by By-laws No. 80-278, 82-225 and 90-272, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

- (a) in accordance with Section 39 of the Planning Act, R.S.O. 1990, the temporary use of the lands for the parking of motor vehicles, accessory to the use of the land at No. 505 York Boulevard, for a period not exceeding three years from the day of the passing of this by-law, shall be permitted.

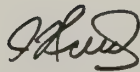
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "L-mr" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-717c.

4. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-717c.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of June A.D. 1996



CITY CLERK



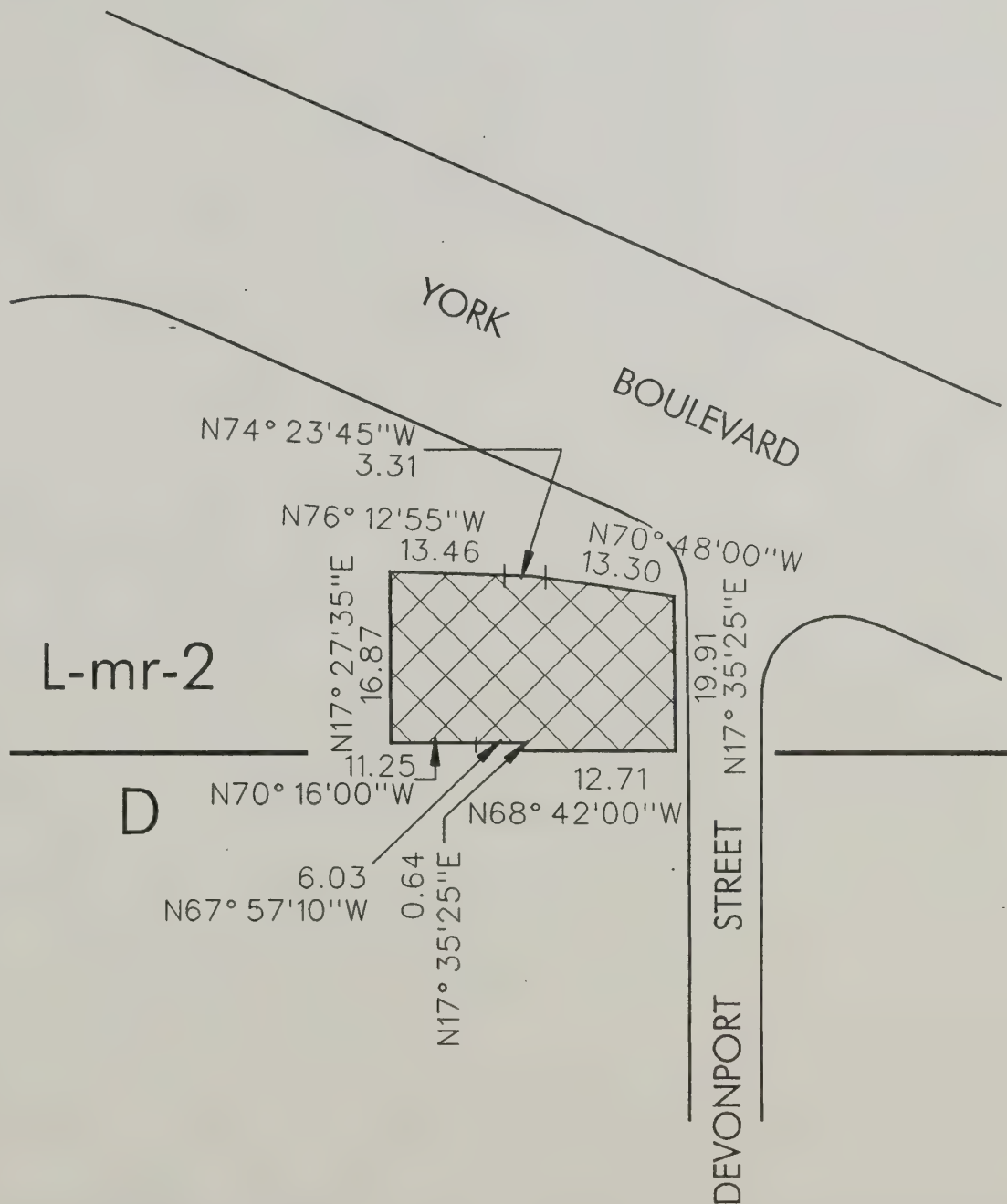
MAYOR



(1996) 4 R.P.D.C. 1, March 12  
Metropolitan Hamilton Real Estate Board, Owner  
ZAR-95-31

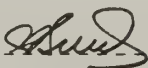


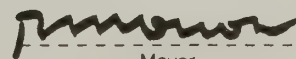




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-112  
Passed the 25th day of June, 1996.

  
Clerk

  
Mayor

City of Hamilton

## Schedule "A"

Map Forming Part of  
By-Law No. 96-112

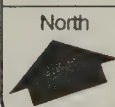
to Amend By-Law No. 6593

Planning and Development Department

Legend



Lands to be regulated by  
By-Law No. 96-112



Scale  
NOT TO SCALE

Date  
June 1996

Reference File No.  
ZAR-95-31

Drawn By  
W. B.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 113

To Amend:

Zoning By-law No. 6593  
and To Repeal Zoning By-law No. 91-207

Respecting:

**LAND LOCATED AT THE SOUTH-WEST CORNER OF CHEDMAC DRIVE  
AND RICE AVENUE**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 91-207 on the 29th day of October 1991 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "DE" District, in respect of the lands located on the west side of Rice Avenue, South of Chedmac Drive, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the Seventh Report of the Planning and Development Committee at its meeting held on the 30th day of April 1996, recommended that Zoning By-law No. 6593 be amended as hereinafter provided, and that By-law No. 91-207 be repealed in its entirety;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 91-207 is hereby repealed in its entirety.
2. Sheet No. W-37 of the District Maps, appended to and forming part of By-law No. 6593, is amended,
  - (a) by changing from "AA" (Agricultural) District to "DE" (Low Density Multiple Dwellings) District, the land comprised in Block 1; and
  - (b) by changing from "AA" (Agricultural) District to "DE"-H' (Low Density Multiple Dwellings - Holding) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".





3. (a) The 'H' symbol referred to in section 2(b) shall be removed conditional upon the applicant completing a noise study, and any required works, to the satisfaction of the Ministry of Environment and Energy.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 2(b) may at such time proceed in accordance with the "DE" District provisions, subject to the special requirements referred to in section 4 of this by-law.

4. The "DE" (Low Density Multiple Dwellings) District provisions, as contained in Section 10A of Zoning By-law No. 6593, applicable to the lands referred to in section 2 are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10A(1) of Zoning By-law No. 6593, a maximum of forty-one (41) townhouse units shall be permitted on Block 1, and a maximum of forty (40) townhouse units shall be permitted on Block 2, subject to the "RT-20" (Townhouse - Maisonette) District provisions of Section 10E;

(b) notwithstanding Section 10E(3) of Zoning By-law No. 6593, no building or structure shall exceed one and a half (1-1/2) storeys and 9.5 m (31.16 feet) in height on Blocks 1 and 2.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE" District provisions, subject to the special requirements referred to in section 4.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1357.

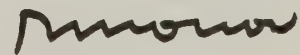
7. Sheet No. W-37 of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S-1357.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of June A.D. 1996

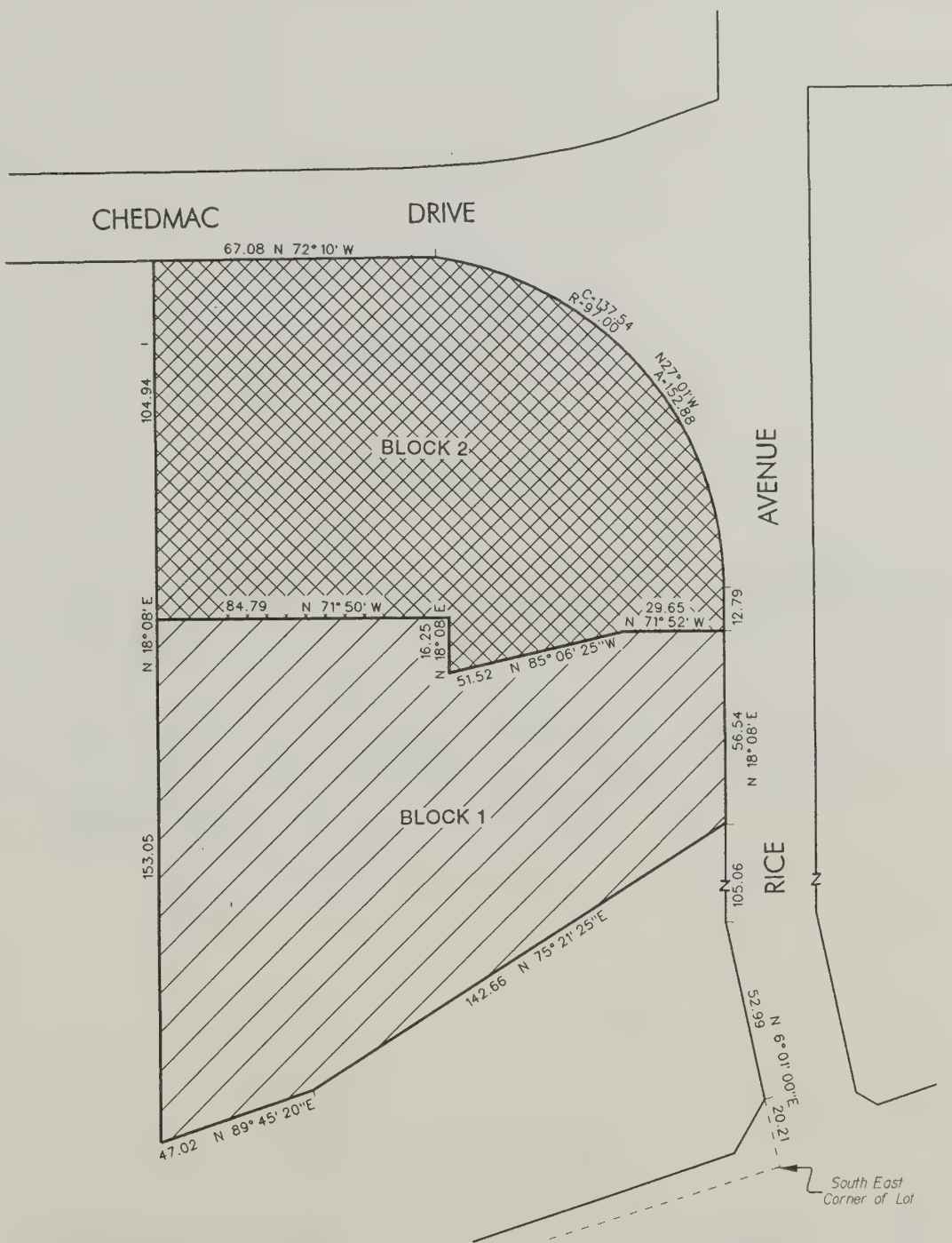


CITY CLERK

MAYOR





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-113  
Passed the 25th day of June, 1996.

*[Signature]*  
Clerk

*[Signature]*  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-113..  
to Amend By-Law No. 6593

Planning and Development Department

### Legend

#### BLOCK 1



Changes in zoning from "AA" (Agricultural) District to "DE" (Low Density Multiple Dwellings) District, Modified.

#### BLOCK 2



Changes in zoning from "AA" (Agricultural) District to "DE"-H" (Low Density Multiple Dwellings - Holding) District, Modified.

North



Scale  
Not to Scale

Date  
JUNE 1996

Reference File No.  
ZAR-95-21

Drawn By  
R.L.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 114

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS.  
775 and 779 UPPER WENTWORTH STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 133, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27 of the District Maps, appended to and forming part of By-law No. 6593, is amended,
  - (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "HH" (Restricted Community Shopping and Commercial) District

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14A.(1) of Zoning By-law No. 6593, only the following uses shall be permitted and only within the existing building:
  - (i) a bank or financial institution; and,
  - (ii) a day nursery; and,
  - (iii) a business or professional person's office, excluding medical and dental; and,
  - (iv) a photographer's or artist's studio; and,





- (v) an art gallery; and,
- (vi) a business identification sign that is a wall sign of an occupancy or use, that complies with the following requirements:
  - (1) no sign shall exceed 2.0 metres in height;
  - (2) the total aggregate area of all signs shall not exceed 0.5 square metres for each 0.5 metres of exterior lineal face of the building;
  - (3) every sign shall be parallel to the wall to which it is affixed; and,
  - (4) no sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.
- (b) Notwithstanding the provisions of Section 18A(1)(d) and Table 4, one (1) loading space having minimum dimensions of 9.0m x 3.7m shall be provided and maintained on the lot.
- (c) Notwithstanding the provisions of Section 18A(11)(a) of Zoning By-law 6593, a planting strip shall not be required along the northerly boundary.
- (d) Notwithstanding the provisions of Section 18A(12)(c) of Zoning By-law 6593, a chain link fence not less than 1.2m in height and not greater than 2.0m in height, shall be provided and maintained along the northerly boundary and within the easterly boundary planting strip.
- (e) Notwithstanding the provisions of Section 18A(26) of Zoning By-law 6593, the access driveway must be at least 1.5m from the east property line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1348.

5. Sheet No. E-27 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1348.



6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 25th day of June A.D. 1996.



CITY CLERK



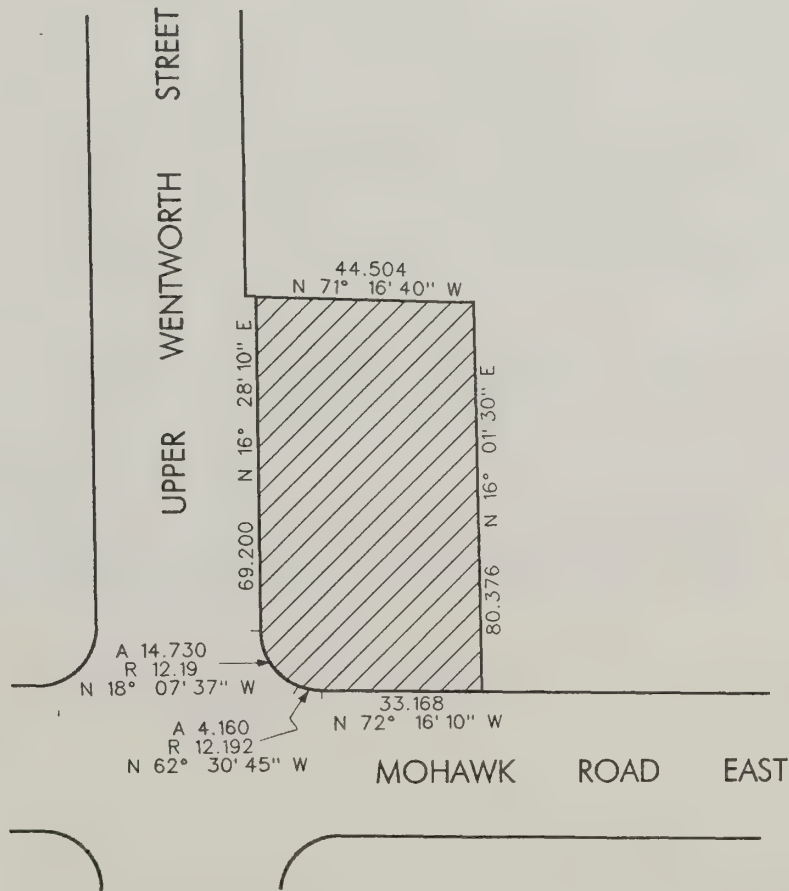
MAYOR



(1995) 19 R.P.D.C. 3, October 10  
(1996) 5 R.P.D.C. 5, March 26  
Elite Realty Corporation, Prospective Owner  
ZAC-95-18

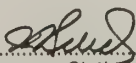


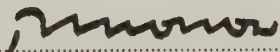




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-114  
Passed the 25th day of June, 1996.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-114...  
to Amend By-Law No. 6593

Planning and Development Department

### Legend

Change in zoning from:



"D" (Urban Protected Residential  
- One and Two Family Dwellings, etc.)  
District, to "HH" (Restricted Community  
Shopping & Commercial) District, Modified.

North



Scale  
Not to Scale

Date  
June 1996

Reference File No.  
ZAC-95-18

Drawn By  
R.L.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 115

To Designate:

**LAND LOCATED AT MUNICIPAL NOS. 1159 AND 1155 BEACH BOULEVARD**

As Property of:

- HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

**WHEREAS** the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

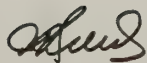
**AND WHEREAS** no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

**AND WHEREAS** it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

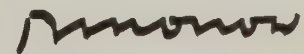
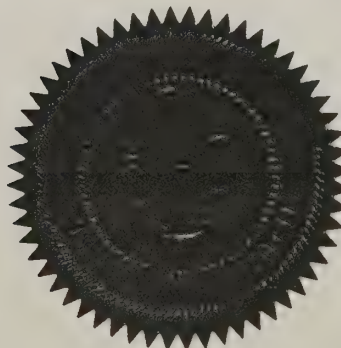
**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal Nos. 1159 and 1155 Beach Boulevard and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
  - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
  - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this 25th day of June A.D. 1996



CITY CLERK



MAYOR



Schedule "A"

To

By-law No. 96- 115

Burlington Canal  
Lighthouse and Keeper's Dwelling  
1159 and 1155 Beach Boulevard  
Hamilton, Ontario

Part of the Government Reserve on the south side of the Burlington Canal, in  
the Geographic Township of Saltfleet, now in the City of Hamilton, Regional Municipality of  
Hamilton-Wentworth.





## Schedule "B"

to

By-law No. 96-115

### REASONS FOR DESIGNATION

**Burlington Canal  
Lighthouse and Keeper's Dwelling  
1159 and 1155 Beach Boulevard  
Hamilton, Ontario**

#### Context

The lighthouse and adjacent keeper's dwelling, built respectively in 1858 and 1857, are located just south of the Burlington Canal on the strip of land dividing Hamilton Harbour and Lake Ontario. The lighthouse, a *recognized federal heritage building*, marks the entry into the protected waters of the harbour.

Once a prominent landmark on the Beach Strip, the still impressive 55-foot high circular stone structure is now overshadowed by the adjacent steel tower of the vertical lift bridge and elevated roadway to the east and the Skyway Bridge to the west. Gone from its turn-of-the century setting, when the Beach Strip was a popular summer resort, are the Royal Hamilton Yacht Club quarters (1892-1915), the hotels, boardwalk, and the road and railway swing bridges.

#### History

The lighthouse complex is closely associated with Hamilton's development as a major lake port, which began with the opening of the Burlington Canal in 1832. The first lighthouse and keeper's dwelling, both frame buildings erected in 1837, were destroyed by fire in 1856 and subsequently replaced by the present stone and brick structures. The lighthouse served as an important navigational aid for cargo ships and pleasure craft until 1961 when it was removed from service and superseded by a modern light erected on the new lift bridge. The house, moved a short distance to its present site in the late 1890s, was continuously occupied until 1991 by five successive lightkeepers. The lighthouse and keeper's dwelling are the oldest surviving buildings on the Beach Strip and the only intact structures linked to Hamilton's mid-19th century port function.

#### Architecture

The lighthouse and keeper's dwelling together constitute one of few extant historic light stations in Ontario. Of the seven surviving lighthouses on the Canadian side of Lake Ontario, only Burlington Canal retains its original lightkeeper's residence. Moreover, relatively few Canadian lighthouses were constructed of stone, most of which predate Confederation. Of eight known examples erected on Lake Ontario, the Burlington Canal lighthouse is now one of only four remaining.

Constructed of squared white limestone blocks laid in regular courses, the lighthouse features slit windows with cut stone sills, a round-arched doorway and a 12-sided iron-framed lantern (dating from 1891 when the original one was replaced). It was erected by the renowned Scottish mason from Thorold, John Brown, the builder of six similar lighthouses on Lake Huron and Georgian Bay, known as "Imperial Towers" and all still standing.



The brick keeper's dwelling, a 1 1/2 storey, side-gabled structure with a three-bay facade and parapet end walls, is similar in form to the stone dwellings built in conjunction with the six Imperial Towers, some of which also have raised parapet walls with built-in end chimneys. A distinctive feature of the Burlington Canal lightkeeper's house is the corbel detail of the raised parapets, which is characteristic of Hamilton's 19th century worker housing. The large window openings are accentuated by cut stone sills and lintels. Minor alterations over the years include the replacement of the original six-paned window sashes with single-paned sashes; replacement of the front door; and the rebuilding of the raised parapets with narrower end chimneys and corresponding loss of decorative brickwork beneath the parapet coping. The front doorway, with its rectangular transom, is now obscured by an enclosed front porch, built in 1945 to replace a full verandah added after 1900.

The stone tower has been preserved virtually intact while the lightkeeper's dwelling has largely retained its original character, despite the changes identified above.

#### Designated Features

Important to the preservation of the Burlington Canal lighthouse complex are:

1. the stone masonry tower and iron lantern, including the round-arched doorway and tall narrow windows.
2. all four brick masonry facades of the keeper's dwelling, including the parapet end walls, original doorways and window openings, and stone trim. Excluded are all later additions, including the front porch, and a rear shed and dormer.



The Corporation of the City of Hamilton

BY-LAW NO. 96-116

To Amend:

Zoning By-law No. 6593  
As Amended by Zoning By-law No. 90-351

Respecting:

**LANDS LOCATED IN THE AREA EAST OF UPPER JAMES STREET  
AND NORTH OF CHIPMAN AVENUE**

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 90-351 on the 11th day of December 1990 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the District, in respect of the land located at Municipal Nos. 1209-1223 Upper James Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** Section 2 of By-law No. 90-351 provides that upon the installation of such municipal sewers as the City deems necessary, the 'H' symbol shall be removed by amendment to By-law No. 90-351;

**AND WHEREAS** the municipal sewers as deemed necessary by the City have been installed and are available to service the subject lands;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 2 of the Seventh Report of the Planning and Development Committee at its meeting held on the 30th day of April 1996, recommended that the City Solicitor prepare the necessary by-law to remove the 'H' symbol in respect of the above lands;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 90-351, passed on the 11th day of December 1990, to the "C" (Urban Protected Residential, etc.) District designation of Block 1, the extent and boundaries of which are shown on a plan thereto annexed as schedule "A", is hereby removed and the development of the land may proceed in accordance with the "C" (Urban Protected Residential, etc.) District provisions of Zoning By-law No. 6593.

2. Sheet No. E-9B of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by By-law No. 90-351, is further amending by changing from "C"-H' (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc.) District, the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".





3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions of Zoning By-law No. 6593.

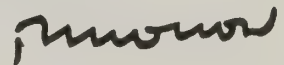
4. By-law No. 6593, as amended by By-law No. 90-351, is further amended by adding this by-law to section 19B as Schedule S-1209a.

5. Sheet No. E-9B of the District Maps, as amended by By-law No. 90-351, is further amended by marking the lands referred to in section 2 of this by-law, S-1209a.

PASSED this            25th            day of            June            A.D. 1996



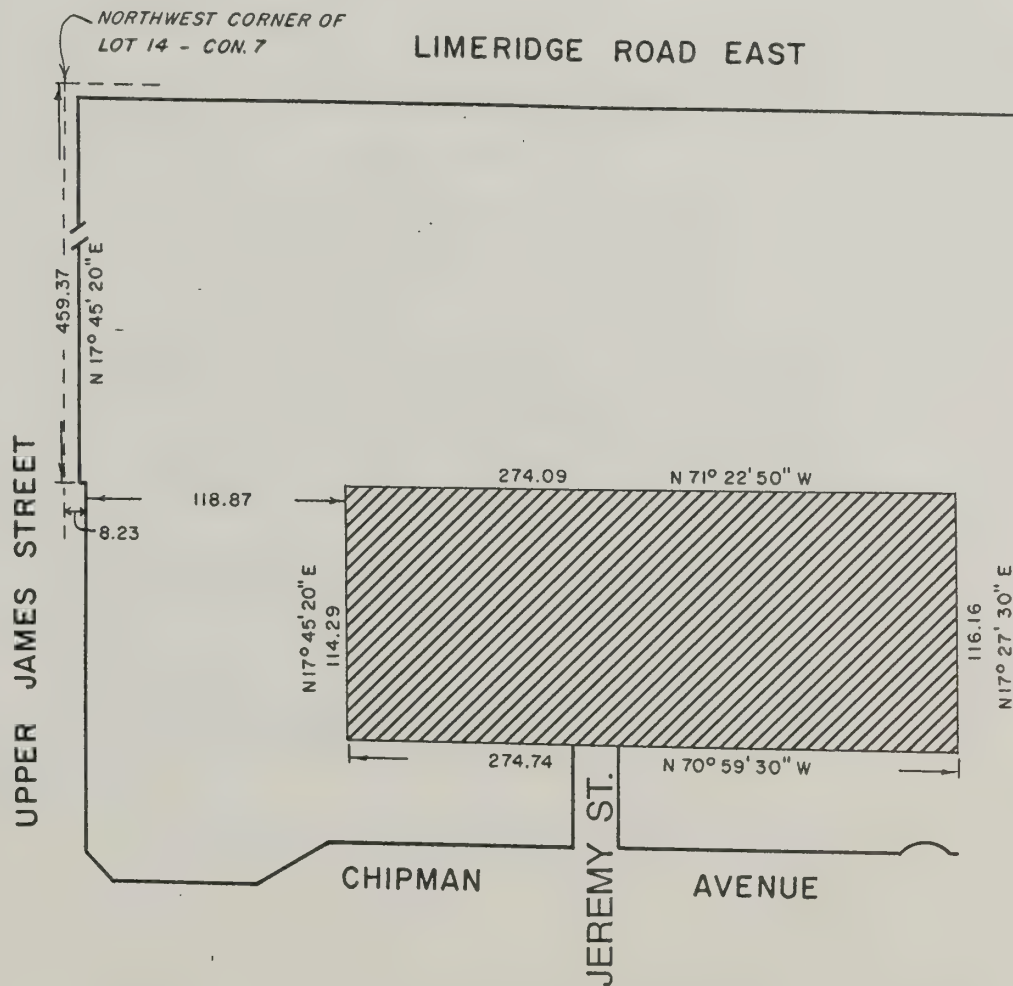
CITY CLERK



MAYOR

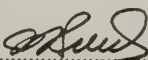
(1996) 7 R.P.D.C. 2, April 30  
603976 Ontario Inc. (Terra Homes), Owner  
ZAR-95-06





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-<sup>116</sup>  
Passed the <sup>25th</sup> day of June, 1996.

  
Clerk

  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-<sup>116</sup>  
to Amend By-Law No. 6593

Planning and Development Department

## Legend

 Lands to be regulated by  
By-Law No. 96-<sup>116</sup>

|                                                                                     |                       |                                 |
|-------------------------------------------------------------------------------------|-----------------------|---------------------------------|
|  | Scale<br>Not to Scale | Reference File No.<br>ZAR-95-06 |
|                                                                                     | Date<br>June 1996     | Drawn By<br>W.B.                |



**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO.96- 117**

**TO AUTHORIZE AN EXTENSION AGREEMENT**

**FOR PAYMENT OF REALTY TAX ARREARS**

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS**, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS**, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS**, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.  
  
(b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:





- (a) that the Extension Agreement does not reduce the amount of the Cancellation Price.
  - (b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.
  - (c) that any person may pay the Cancellation Price at any time.
  - (d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.
  - (e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.
3. As also provided in the Municipal Tax Sales Act,
- (a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.
  - (b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 25th day of June 1996, A.D.,



CITY CLERK



MAYOR





to by-law 20-117

**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

|    |                                                                                                                                                                   |                                                                                                                                                   |             |
|----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| A) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 44 DALEWOOD CRESCENT<br>25 18 01 00510 6500<br>PLAN 652 PT LOT 1408 PT LOT 1409<br>SEPTEMBER 12, 1995<br>VM217192<br>SEPTEMBER 12, 1996           | \$21,308.58 |
| B) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br><br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 90 QUEEN STREET SOUTH<br>25 18 01 00950 0130<br>SURVEY J MILLS BLK2<br>RANGE 1 PT LOT 3<br>SEPTEMBER 28, 1995<br>VM218248<br>SEPTEMBER 28, 1996   | \$17,062.81 |
| C) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br><br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 47 DUKE STREET<br>25 18 02 01325 0830<br>PLAN 1270 PT LOTS 122 & 123<br>RP 62R3460 PART 1<br>SEPTEMBER 20, 1995<br>VM217751<br>SEPTEMBER 20, 1996 | \$52,100.47 |
| D) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 184 KING STREET EAST<br>25 18 02 01520 0250<br>PLAN 73 PT LOT 2 PT LOT 3<br>SEPTEMBER 20, 1995<br>VM217750<br>SEPTEMBER 20, 1996                  | \$52,136.69 |
| E) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 696 KING STREET EAST<br>25 18 03 02325 0130<br>PLAN 27 PT LOT 6<br>SEPTEMBER 26, 1995<br>VM218064<br>SEPTEMBER 26, 1996                           | \$37,709.46 |
| F) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 1485 MAIN STREET EAST<br>25 18 04 03330 8600<br>CON 2 PT LOT 2 BTN HAM<br>SEPTEMBER 26, 1995<br>VM218062<br>SEPTEMBER 26, 1996                    | \$35,057.96 |
| G) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 242 NUGENT DRIVE<br>25 18 05 04510 4130<br>PLAN 1249 LOT 38<br>SEPTEMBER 12, 1995<br>VM217197<br>SEPTEMBER 12, 1996                               | \$15,341.99 |
| H) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 872 UPPER SHERMAN AVE<br>25 18 07 06510 8390<br>CON 6 PT LOT 9 BTN HAM<br>SEPTEMBER 12, 1995<br>LT388972<br>SEPTEMBER 12, 1996                    | \$30,870.03 |
| I) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 57 TYRONE DRIVE<br>25 18 08 09310 2180<br>PLAN 1369 LOT 26<br>SEPTEMBER 12, 1995<br>LT388975<br>SEPTEMBER 12, 1996                                | \$22,674.94 |



**SCHEDULE "A"**  
**EXTENSION AGREEMENTS**

|    |                                                                                                                                                                   |                                                                                                                                               |                    |
|----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| J) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br><br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 159 CHESTER AVENUE<br>25 18 08 09710 4410<br>PLAN 823 PT LOT 36<br>RP 62R13365 PART 2<br>SEPTEMBER 12, 1995<br>LT388973<br>SEPTEMBER 12, 1996 | <b>\$19,137.64</b> |
| K) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br><br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS | 220 CANNON STREET EAST<br>25 18 02 01820 6380<br>PLAN 255 LOT 100 TO 101<br>PT LOT 99<br>OCTOBER 2, 1995<br>VM218694<br>OCTOBER 2, 1996       | <b>\$31,993.02</b> |
| L) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 87 WEXFORD AVE NORTH<br>25 18 04 03120 7650<br>PLAN 527 LOT 40<br>AUGUST 25, 1995<br>VM216191<br>AUGUST 25, 1996                              | <b>\$19,380.48</b> |
| M) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 196 EAST 23RD STREET<br>25 18 07 06740 5050<br>PLAN 485 LOT 464 PT LOT 463<br>AUGUST 29, 1995<br>LT387951<br>AUGUST 29, 1996                  | <b>\$13,626.35</b> |
| N) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 794 RENNIE ST<br>25 18 05 05010 0520<br>PLAN 308 PT LOT 17<br>SEPTEMBER 12, 1995<br>VM217195<br>SEPTEMBER 12, 1996                            | <b>\$22,591.55</b> |
| O) | PROPERTY ADDRESS<br>SERIAL NUMBER<br>BRIEF LEGAL DESCRIPTION<br>DATE OF REGISTRATION<br>INST # OF TAX ARREARS CERTIFICATE<br>REDEMPTION DATE<br>TOTAL ARREARS     | 1097 KING STREET WEST<br>25 18 01 00550 1390<br>PLAN 646 PT LOT 335 PT LOT 336<br>NOVEMBER 7, 1995<br>VM220880<br>NOVEMBER 7, 1996            | <b>\$14,076.48</b> |





The Corporation of the City of Hamilton

BY-LAW NO. 96-118

To Amend Licensing By-law No. 93-069 Respecting:

**TAXI AND LIVERY LICENCE FEES**

**WHEREAS** taxi and livery vehicle/limousine licence fees are provided for in Schedule 45 of the City of Hamilton Licensing Code 1993;

**AND WHEREAS** the fees for licences in the City of Hamilton Licensing Code 1993 were amended in By-laws 96-037 and 96-097;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, directed further amendments affecting renewals and filing fees for various classes of licences;

**AND WHEREAS** it is intended to consolidate the various changes made to taxi and livery/limousine fees;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

**1.** Section 4 of Schedule 45 of Licensing By-law 93-069 as amended, is repealed and replaced with the following:

"4. Schedule 4 (Taxi-cabs) : The fees for licences and other matters under Schedule 4 are as follows:

- (a) Initial application for entry on the priority list, \$60.00;
- (b) Annual renewal of placement on the priority list, \$60.00;
- (c) First issuance of a private taxi-cab licence from the Taxi-cab Priority List, \$3,480.00;
- (d) Renewal of a private taxi-cab licence, \$420.00;
- (e) Transfer of a private taxi-cab licence, \$670.00;
- (f) Renewal of a public taxi-cab licence, \$420.00;
- (g) Transfer of a public taxi-cab licence, \$670.00;
- (h) First issuance of a taxi-cab broker's licence, \$590.00;
- (i) Renewal of a taxi-cab broker's licence, \$540.00;
- (j) First Issuance of a taxi-cab driver's licence, \$150.00, and renewal of a taxi-cab driver's licence \$100.00;
- (k) Filing fee for the initial copy of a limited interest agreement in respect of the first car, \$120.00;
- (l) Yearly renewal fee for the initial limited interest agreement in respect of the same first car, \$60.00;



- (m) Filing fee for the initial copy of a limited interest agreement in respect of any additional car, \$210.00;
- (n) Yearly renewal fee for a limited interest agreement in respect of any additional car, \$210.00;
- (o) Filing fee for a copy of a notice or an agreement under section 14(5) of Schedule 4, \$60.00. (S.4, s.33)
- (p) Wheelchair Accessible Taxicab (Integrated) - Owner Licence and Renewal, \$5.00."

2. Section 4a of Schedule 45 to Licensing By-law No. 93-069 as amended, is repealed and replaced with the following:

"4a. Schedule 4a (Livery Vehicles/Limousine) : The licence fees for licences under Schedule 4a are as follows:

- (a) Livery vehicle/Limousine owner's licence Class A or B, for a renewal \$420.00, and \$470.00 for other than a renewal;
- (b) Livery vehicle/Limousine driver's licence, for a renewal \$100.00, and \$150.00 for other than a renewal; (S.4a, s.16)"

3. Sections 1 and 2 of this by-law come into force effective January 1, 1997.

4. In all other respects By-law No. 93-069 as amended is hereby confirmed without change.

PASSED this 25th

day of

June

A.D. 1996.



City Clerk



Mayor





BY-LAW NO. 96 - 119

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF JUNE A.D., 1996.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council; \_

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 25th day of June A.D. 1996



CITY CLERK



MAYOR





TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

TRAFFIC

- | "Templemead | Northbound and Southbound | Innswood." |
|-------------|---------------------------|------------|
|-------------|---------------------------|------------|

- |           |      |         |                   |         |
|-----------|------|---------|-------------------|---------|
| "West 2nd | East | 23 feet | 141 feet south of |         |
|           |      |         | South Bend        | Anytime |

**PASSED** this                    *9<sup>th</sup>*                    day of                    *July*                    A.D. 1996.

Acting MAYOR



BY-LAW NO. 96 - 121

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

|         |       |                                                                           |           |
|---------|-------|---------------------------------------------------------------------------|-----------|
| "Linden | South | commencing at Lincoln and extending to a point 58 feet westerly therefrom | Anytime   |
| Linden  | South | commencing at a point 99 feet west of Lincoln and extending to Cavell     | Anytime." |

and by deleting therefrom the following items, namely:-

|             |       |                                                                         |                       |
|-------------|-------|-------------------------------------------------------------------------|-----------------------|
| "Linden     | South | Cavell to 212 ft. east                                                  | Anytime               |
| Linden      | South | From 212 ft. east of Cavell to Lincoln                                  | Anytime               |
| Young North |       | commencing at a point 39 feet west of Young to a point 20 feet westerly | 7 am - 6 pm Mon-Fri." |

2. **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

|           |       |                                                                              |           |
|-----------|-------|------------------------------------------------------------------------------|-----------|
| "Somerset | North | commencing 279 feet east of Sherman and extending 17 feet easterly therefrom | Anytime." |
|-----------|-------|------------------------------------------------------------------------------|-----------|

PASSED this 9th day of July A.D. 1996.

*S. P. Hollenbeck*

Acting CITY CLERK



*Bob Phelan*  
Acting MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 96-122

To Amend:

Streets By-laws No. 86-77

Respecting:

**TEMPORARY HIGHWAY CLOSURES FOR EVENTS**

**WHEREAS** the Council of The Corporation of the City of Hamilton has enacted "The Streets By-law" No. 86-77, on the 25th day of February 1986;

**AND WHEREAS** the Municipal Act, R.S.O. 1990, c. 45, section 207(44) states as follows:

"207. By-laws may be passed by the councils of all municipalities:

44. **Temporary closing of highway.** -- For closing to vehicular traffic on a temporary basis for such period as shall be specified in the by-law, any highway under the jurisdiction of the council for such social, recreational, community, athletic or cinematographic purpose, or combination of such purposes, as may be specified in the by-law and for authorizing a committee of council or a municipal officer or employee, subject to such conditions as council may impose, to exercise any of the powers of council under this paragraph.

- (b) A by-law under this paragraph may prohibit the use, except for pedestrian traffic, of the highway or portion of the highway so closed during the period of closure except under the authority of a Permit issued under the by-law upon such terms and conditions, including such fee for the Permit, as may be set out in the by-law."

**AND WHEREAS** the Municipal Act, R.S.O. 1990, c. 45, section 207(44)(a) provides that clauses (a) and (b) below, with necessary modifications, apply where closures of highways on a temporary basis to vehicular traffic are authorized pursuant to section 207 (44) of the Municipal Act:

- (a) Where a highway or portion thereof is closed by by-law under this paragraph, the municipality shall provide and keep in repair a reasonable temporary alternative route for traffic and for all property owners who cannot obtain access to their property by reason of such closing.
- (b) While a highway or portion thereof is so closed to traffic, there shall be erected at each end of such highway or portion thereof, and where an alternative route deviates therefrom, a barricade upon which an adequate warning device shall be exposed and in good working order continuously from sunset until sunrise and at such points there shall be erected a detour sign indicating the alternative route and containing a notice that the highway is closed to traffic.





AND WHEREAS it is desirable to amend the said Streets By-law to provide for the matters referred to in section 207(44) as hereinafter provided;

AND WHEREAS Council at its meeting held on May 14, 1996, in adopting Item 27 of the 7th Report of the Transport and Environment Committee, resolved to amend the Streets By-law as follows.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 86-77 is amended by adding thereto the following definitions to section 1,

- (f) "Chief of Police" means the Chief of Police for the Regional Municipality of Hamilton-Wentworth;
- (g) "Fire Chief" means Chief of the Fire Department of the City of Hamilton;
- (h) "motor vehicle" means motor vehicle as defined in the Highway Traffic Act, R.S.O. 1990, c. H.8, as amended.

2. By-law No. 86-77 is amended by adding thereto the following provision as section 6.1:

6.1 (1) In this section,

(a) "social, recreational, community, athletic or cinematographic purposes" shall be deemed to include the following events:

- (i) bicycle races;
- (ii) bicycle rides for charity;
- (iii) film making and television productions;
- (iv) hay rides;
- (v) music festivals;
- (vi) parades and processions regulated pursuant to By-law No. 75-42
- (vii) religious ceremonies;
- (viii) running races;
- (ix) soap box derbies;
- (x) street dances;
- (xi) street festivals - jugglers, magicians, etc.,
- (xii) walk-a-thons;

(b) the phrase, closure on a temporary basis, means a closure for a period or periods of time totalling less than thirty six hours and comprising no single period of closure in excess of 12 consecutive hours to a maximum of twenty-four hours closure within any forty-eight hour period;

(2) Except where otherwise lawfully permitted, a highway shall not be closed in whole or in part to vehicular traffic on a temporary basis and used for social, recreational, community, athletic or cinematographic purposes except under the authority of a Permit issued under this section upon the terms and conditions, including such fee for the Permit, as may be set out in this by-law.



(3) **Committee.** A special committee of Council is hereby established to be known as the Highway Temporary Closures Committee. The Secretary of the Committee shall be the City Clerk or the Clerk's designate. This Committee shall be comprised of the following elected officials and decisions may be made by any three members of the Committee:

- (a) the Mayor, (or Acting Mayor);
- (b) the Chairman of the Transport and Environment Committee, (or Vice Chairman); and
- (c) the Aldermen of the Ward within which a highway is intended to be temporarily closed to vehicular traffic.

(4) (a) Applications to close a highway in whole or in part on a temporary basis to vehicular traffic for the social, recreational, community, athletic or cinematographic purposes listed below shall be under the jurisdiction of the Transport and Environment Committee for recommendation to Council:

- (i) events involving the sale and/or consumption of alcohol;
- (ii) events involving gambling;
- (iii) motor vehicle and motorcycle races;
- (iv) events with aircraft, including passenger balloons and parachutes;
- (v) events within the downtown area bounded by Bay, York, Wilson, Wellington and Main Streets;
- (vi) events taking place in more than one ward;

(b) **Delegation of Authority.** Subject to subsection (a) above, the power of Council to authorize the closing of highways in whole or in part on a temporary basis to vehicular traffic for social, recreational, community, athletic or cinematographic purposes is hereby delegated to the said Highway Temporary Closures Committee, pursuant to the Municipal Act, [R.S.O. 1990, c. M.45, s. 207(44)];

(c) Applications for closure of a highway to vehicular traffic shall not be approved pursuant to this by-law where the closure is for a period longer than "on a temporary basis" or the closure is for other than social, recreational, community, athletic or cinematographic purpose, or combination of such purposes.

(5) (a) An application for closing a highway in whole or in part on a temporary basis to vehicular traffic for an event may be,

- (i) approved, subject to the conditions herein together with such other conditions of approval which may reasonably be required as a condition of approval; or
- (ii) denied, or
- (iii) where an application is under the jurisdiction of the Highway Temporary Closures Committee, as an alternative to (i) or (ii) above, the special Committee may refer the application to the Transport and Environment Committee for consideration and recommendation to Council;

(b) No decision shall be made by the Highway Temporary Closures Committee until,

- (i) the applicant has submitted an application to the City;



- (ii) the applicant has paid an application fee at such rate as Council may require from time to time; and
- (iii) the Committee has received the appropriate staff report and recommendation on the application;

(c) All decisions of the Highway Temporary Closures Committee shall be reported to the Transport and Environment Committee for the information of that Committee;

(d) **Appeals.** A decision of the Highway Temporary Closures Committee under this section may be appealed by the applicant to the Transport and Environment Committee for its recommendation to Council, provided the applicant submits a Notice and grounds of appeal in writing to the Secretary of the Transport and Environment Committee.

(6) The closure and occupation of a highway for a greater area or for a longer period of time than may be necessary in the opinion of the Committee, having regard to the nature of the proposed purpose and the safety and convenience of the public, shall not be approved. Events upon a highway in a residential area shall be restricted to the period between 8:00 a.m. and 11:00 p.m. unless otherwise permitted as a condition of approval.

(7) All closures of highways in whole or in part on a temporary basis to vehicular traffic, approved by the Highway Temporary Closures Committee or Council, as the case may be, shall be subject to the conditions in this by-law and to additional specific conditions of approval, if any.

(8) (a) **Application.** Every application for a closure of a highway in whole or in part, to vehicular traffic on a temporary basis, shall be submitted to the City and shall include the following minimum information:

- name and street address of applicant (event sponsor) and the mailing address, (if different) ;
- charitable registration number of applicant, (if any), from Revenue Canada;
- name and contact address of applicant's agent or representative;
- proposed location(s) of the portion(s) of highway(s) to be closed on a temporary basis to vehicular traffic;
- proposed hours and date(s) of closure of highway to vehicular traffic;
- specific nature of proposed event;
- proposed hours and date(s) of event;
- where applicable, number of estimated participants and number of estimated spectators;
- the fees or charges (if any) intended to be received by the applicant from participants in the proposed event or from members of the public.

(b) The application shall be reviewed, circulated for comments to the appropriate departments and public agencies and a recommendation on each application shall be made for a decision:

(9) **Application Fees.** Every applicant shall pay such application fee at such rate as may be prescribed from time to time by Council. Council may set fees for the following classes of applicants:

- (i) applications by a commercial organization, (including non profit companies comprised of commercial organizations);





- (ii) applications by a charitable organization registered as a charity with Revenue Canada, or by a board or commission as defined in the Municipal Affairs Act;
- (iii) applications by a person not within either of the above two groups.

(10) **Agreement to cover costs and indemnify City.**

(a) Every applicant shall, prior to the issuance of a Permit, enter into a Licence Agreement with and satisfactory to the City in accordance with the conditions of approval, in respect of the temporary closing and the proposed event, regarding the standard and additional specified conditions, (if any), of approval, including, the following minimum conditions:

- (i) the area of the highway to be closed on a temporary basis, the hours and date of such closure, the purpose of the closing, ie social, recreational, community, athletic or cinematographic purpose, and the nature of the proposed event;
- (ii) payment of application fee for this privilege at such rate as may be fixed by Council from time to time;
- (iii) set up, maintenance, dismantling and clean up of applicant's equipment, including clean up of the highway;
- (iv) reimbursement of the City for any costs incurred or to be incurred by the City as a result of such occupation and the deposit with the City the estimated amount of such costs prior to issuance of the Permit;
- (v) indemnification of the City, Regional Police, The Regional Municipality of Hamilton-Wentworth, and any board, commission or utility from any action, claim, damage, or loss whatsoever which may be sustained as a result of the applicant's event, arise from closing of the highway to traffic, issuance of the Permit or from the occupation of the highway thereunder;
- (vi) where the applicant is not incorporated, the licence agreement shall be signed by not less than two persons who shall assume the obligations in the licence agreement in favour of the City.

(b) In addition, as a condition of approval, an applicant may be required to provide the following, (details of which shall be included in the said Licence Agreement):

- (i) payment of cash or letter of credit satisfactory to City, as security that conditions of approval will be fulfilled, including clean up of highway and that expenses incurred by the City shall be paid;
- (ii) agreement of a bonding company acceptable to the City and licensed to carry on business in Ontario, in such sum as may be required, to indemnify and save harmless the City, from any and all actions, claims, damages and loss whatsoever, arising from such use of the highway;



- (iii) a consent and waiver from owners of adjoining lands of all claims against the City for any damages which may result, whether directly or indirectly, from such closure and use of that part of the highway, which shall be filed with the City before the Permit is issued;
- (iv) such other conditions as may reasonably be required in the opinion of the Committee or Council, as the case may be.

(11) **Insurance.** Every applicant shall, prior to issuance of a Permit, obtain and file with the City, a Comprehensive General Liability, Property Damage, Bodily Injury insurance in the amount of \$2,000,000.00, (or such larger amount as may be required as a condition of approval), covering the activity -- with a company and in a form satisfactory to the City, in the name of the applicant and providing The Corporation of the City of Hamilton and The Regional Municipality of Hamilton-Wentworth as additional insured, subject to cross liability and severability of interest provisions.

(12) **Issuance of Permit.**

After an application is approved, a Permit shall not be issued for an event until the following matters have been completed and/or received as required from the applicant:

- (a) evidence satisfactory to the City of compliance with the conditions in this provision and the conditions of approval, if any, specified in the decision, including in particular, the filing of a Certificate of the required Insurance and entering into the indemnification agreement;
- (b) a declaration confirming that owners, tenants, or occupants of premises adjacent to City highway intended to be closed have been notified of the intended closure of the highway to vehicular traffic and of the proposed event, including their respective times and details;
- (c) evidence of approval from the Chief of Police or his designate, to the closure and that such special duty police officers as may be deemed necessary by the Chief of Police will be provided at the applicant's expense.

(13) **Terms of Permit**

- (a) Every Permit shall indicate which part of the highway may be so used, during what period of time, and every Permit shall be during the pleasure of the City, subject to cancellation at any time by the Highway Temporary Closures Committee;
- (b) A permit issued under this by-law is not transferable. The City reserves the right to require the applicant to fulfill such additional conditions of approval as may be specified at any time.



- (c) **Cancellation of Permit.** In case of emergency or where it is believed that the applicant is or will be in breach of any condition of the Permit or that an unsafe or hazardous condition has or is about to arise, the Highway Temporary Closures Committee, staff, or any police officer, may, at any time, require an applicant to cease activities covered by the Permit in whole or in part for such period(s) as may be directed.

(14) **Closure of highway to vehicular traffic on temporary basis.**

After a Permit is issued hereunder, staff,

- (a) is authorized to and shall take steps necessary to prohibit vehicular traffic in order that the said highway or that portion of it being so closed, shall be temporarily closed and, for that purpose to cover such traffic signs and parking meters as may be necessary to give effect to the approved closure of the highway to vehicular traffic;
- (b) shall immediately forward a copy of the approved decision, the additional specified conditions of approval if any, and the Permit, to the appropriate departments and agencies, including, the Ward Aldermen;

(15) **Standard Conditions of Approval.** All closures of highways to vehicular traffic on a temporary basis for an event are subject to the applicant fulfilling each of the following standard conditions of approval:

- (a) **Notice.**
  - (i) Prior to the issuance of the Permit, that all property owners and tenants adjacent to the highway intended to be closed on a temporary basis be notified by the applicant of the temporary highway closing and the proposed event, in a form and at date(s) satisfactory to the City. Such notification shall not be less than a full fourteen day's notice prior to the event;
  - (ii) such other Notice to the public on such dates, in such form and in such media as may reasonably be required in the opinion of the City;
  - (iii) wherever an applicant recognizes or credits in any form of media, contributors whose assistance made the event possible, the applicant shall include the City among those credits.
- (b) **Admission Charges.** That the applicant shall not collect any admission charges except when expressly permitted in the City's decision;
- (c) **Consent of Participant.** That prior to the event, where the event is a race or other competitive athletic event or sport, the applicant shall obtain from each participant a Release, Waiver and Indemnity of the City from any and all claims resulting from the event, satisfactory to the City and file such Releases with the City;





(c) **Alternative Route.**

- (i) That no property owner or resident adjacent to the highway closed to vehicular traffic shall, because of the temporary highway closing and the event, be denied access by foot to their property. Further, the applicant shall take all reasonable action required to ensure the safety of and minimize interference with owners, tenants, and occupants of adjoining properties;
- (ii) That where a highway or portion thereof is so closed, the applicant shall provide and keep in repair within the portion of the highway closed to vehicular traffic, to the extent required, a reasonable temporary route satisfactory to staff for the use of emergency vehicles and for all property owners to obtain pedestrian access to their property;

(Note: The Municipal Act states that, with necessary modification, "Where a highway or portion thereof is closed by by-law under this paragraph, the municipality shall provide and keep in repair a reasonable temporary alternative route for traffic and for all property owners who cannot obtain access to their property by reason of such closing." Municipal Act, R.S.O. 1990, c.45, section 207(44)(a))

- (d) **Supervision, Inspection, and Inspection Fees.** That all temporary closings be carried out under the direction of and satisfactory to staff; the applicant shall not in advance or during the event erect any traffic or parking signs upon or adjacent to the highway.
- (e) **Other By-Laws.** That the applicant comply with the other by-laws of the City and the Region, including The Noise Control By-law and the bylaw titled, The City of Hamilton Licensing Code.
- (f) **Other Requirements.** That the applicant comply with such other conditions that may be specified in writing as a condition of approval and such additional conditions that may be required in writing or verbally by the City before or during the event;
- (g) **During the temporary closing of highway.**
  - (i) That the applicant use only the permitted part(s) of a highway in accordance with the terms of the Permit, the conditions of approval and provisions of this By-law.
  - (ii) That regular reports shall be given by the applicant to the City of the progress of compliance with conditions for the event and subsequently, restoration of the highway;
  - (iii) That the temporary closings be carried out in a proper workmanlike manner, with all property precautions and safety measures for the protection of public and private property, including maintenance of all necessary warning lights and watchmen, all under the direction and to the satisfaction of staff;



- (iv) That the applicant not allow any portion of the event, including spectators, participants, vehicles, partitions, barricades, signs, or other equipment used in connection with the event, to block any fire hydrants, access/egress ramps, snow and garbage removal, or interfere with the installation, maintenance, or repair to any plant or equipment of the City, The Regional Municipality of Hamilton-Wentworth or any other utility in the City highway .
- (v) That the applicant not allow any of the applicant's event, its participants, spectators or equipment, to impede emergency vehicles;
- (vi) **Barricades and Detour Signs.** That prior to and during the closure of the highway to vehicular traffic, the City shall erect and maintain sufficient warning signs and devices to adequately warn the public of the occupation and obstruction of the highway, at each end of the highway or portion thereof so closed to traffic, and where an alternative route deviates therefrom, a barricade upon which an adequate warning device shall be exposed and in good working order continuously (except during full daylight), and at such points shall be erected detour signs indicating the alternative route and containing a notice that the highway is closed to traffic.  

All barricading, temporary highway closure signs, detour signs warning signs and devices, including labour and materials for their construction, erection, maintenance and removal, shall provided by and at the expense of the applicant and the applicant shall pay the City those costs.
- (vii) That all barricading, detour signing equipment and other property of the applicant and traffic control be subject to the direction of the Chief of Police or his/her designate;
- (ix) That if it is necessary for the City to relocate, remove or alter the signs, barricades or other equipment or property of the applicant for any reason whatsoever, either before, during or after the event, the applicant shall re-imburse the City against such costs and against any loss, cost or damage arising from such work;
- (x) That the applicant comply with all other provisions of the Streets By-law and obtain all other applicable approvals to the temporary closing and the event;
- (h) **After event.** That the applicant, at its expense, carry out clean up operations immediately after the event to restore the highway to as good condition as before as expeditiously as possible and before re-opening of the highway(s) to vehicular traffic.

The applicant, upon demand, after the event, pay to the City all costs incurred by the City pursuant to this by-law in excess of the cost pre-estimate monies or security already received by the City, (if any).



(16) In the event of non-compliance with the provisions herein, by any person, an Order to Comply may be issued and served upon such person, by,

- (a) the City Clerk or any authorized by-law enforcement officer for the City; or
- (b) the Chief of the Fire Department, or the Chief Fire Prevention Officer, or any Officer or Inspector of the Fire Department; or
- (c) the Chief of Police or any other police constable.

(17) Every person to whom an Order to Comply is issued, or upon whom an Order to Comply is served, shall, forthwith, take such steps as are necessary to comply with the Order within the time provided for compliance.

(18) Where any holder of a permit fails to comply with an Order to Comply issued pursuant to this by-law, in addition to any other remedy or penalty under this by-law, the City may immediately revoke their permit and shall forthwith cause them to be served with a written notice of such revocation and upon service of the notice of revocation the permit holder shall forthwith surrender the permit to the City.

2. This by-law comes into force and effect on the date of its passing and enactment in respect of all applications submitted to the City on or after the said date.

3. Except as amended herein, Streets By-law No. 86-77 is hereby confirmed.

PASSED this 9th day of July A.D. 1996

*S.P. Hollonell*

Acting CITY CLERK



*[Signature]*

Acting MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 123

To Adopt:

Official Plan Amendment No. 133

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS. 775 and 779 UPPER WENTWORTH ST.  
AT THE NORTH-EAST CORNER OF UPPER WENTWORTH STREET AND  
MOHAWK ROAD EAST WITHIN THE BURKHOLME NEIGHBOURHOOD**

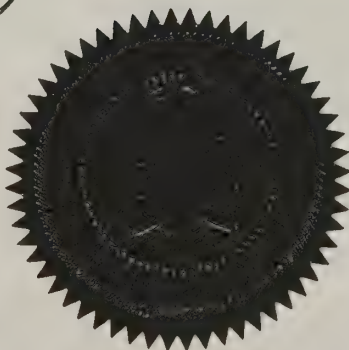
The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 133 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 9th day of July A.D. 1996.

*S. J. Hollonell*

Acting CITY CLERK



*[Signature]*  
Acting MAYOR

(1995) 19 R.P.D.C. 3, October 10  
Elite Realty Corporation, Prospective Owner  
ZAC-95-18



Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 96- 123 , passed on the 9th day of July, 1996.

The Corporation of the City of Hamilton

S. F. Hollonell  
Acting City Clerk

P. B. Hartman  
Acting Mayor





## **Amendment No. 133**

**to the**

### **City of Hamilton Official Plan**

The following text, together with Schedule "A", attached hereto, constitutes Official Plan Amendment No. 133.

#### **Purpose:**

The purpose of this Amendment is to redesignate the subject lands from "Major Institutional" to "Commercial", to permit limited commercial uses within the existing building.

#### **Location:**

The lands affected by this Amendment are known municipally as 775 and 779 Upper Wentworth Street, and are located at the north-east corner of Upper Wentworth Street and Mohawk Road East, within the Burkholme Neighbourhood.

#### **Basis:**

The basis for permitting the proposal, to permit limited commercial uses within the existing building, is as follows:

- 1) The subject lands are located at the intersection of two major arterial roads; and,
- 2) The proposed commercial uses will permit adaptive reuse of the existing building, which is a former fire hall and municipal office.

#### **Actual Change:**

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Major Institutional" to "Commercial", as shown on the attached Schedule "A" of this Amendment.





The Corporation of the City of Hamilton

BY-LAW NO. 96- 124

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS.  
775 and 779 UPPER WENTWORTH STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 133, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "HH" (Restricted Community Shopping and Commercial) District

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14A.(1) of Zoning By-law No. 6593, only the following uses shall be permitted and only within the existing building:
  - (i) a bank or financial institution; and,
  - (ii) a day nursery; and,
  - (iii) a business or professional person's office, excluding medical and dental; and,
  - (iv) a photographer's or artist's studio; and,



- (v) an art gallery; and,
- (vi) a business identification sign that is a wall sign of an occupancy or use, that complies with the following requirements:
  - (1) no sign shall exceed 2.0 metres in height;
  - (2) the total aggregate area of all signs shall not exceed 0.5 square metres for each 0.5 metres of exterior lineal face of the building;
  - (3) every sign shall be parallel to the wall to which it is affixed; and,
  - (4) no sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.
- (b) Notwithstanding the provisions of Section 18A(1)(d) and Table 4, one (1) loading space having minimum dimensions of 9.0m x 3.7m shall be provided and maintained on the lot.
- (c) Notwithstanding the provisions of Section 18A(11)(a) of Zoning By-law 6593, a planting strip shall not be required along the northerly boundary.
- (d) Notwithstanding the provisions of Section 18A(12)(c) of Zoning By-law 6593, a chain link fence not less than 1.2m in height and not greater than 2.0m in height, shall be provided and maintained along the northerly boundary and within the easterly boundary planting strip.
- (e) Notwithstanding the provisions of Section 18A(26) of Zoning By-law 6593, the access driveway must be at least 1.5m from the east property line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1348.

5. Sheet No. E-27 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1348.



6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 9th day of July A.D. 1996.

*S. P. Hollonell*

Acting CITY CLERK

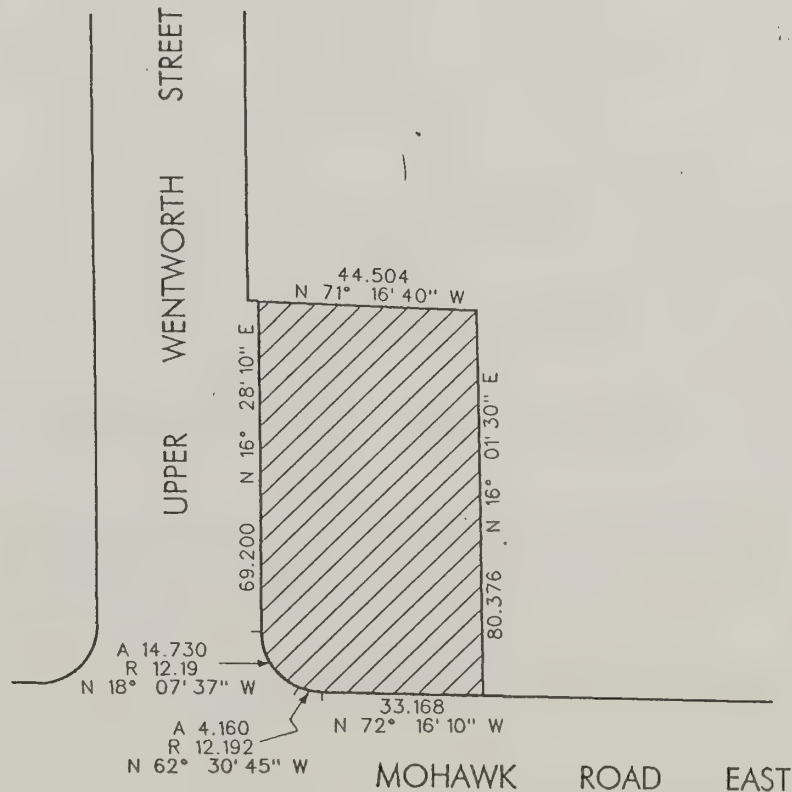


*[Signature]*  
Acting MAYOR

(1995) 19 R.P.D.C. 3, October 10  
(1996) 5 R.P.D.C. 5, March 26  
Elite Realty Corporation, Prospective Owner  
ZAC-95-18







NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-124  
Passed the 9th day of July, 1996.

*S. J. McElroy*  
Acting Clerk

*L. B. Shantz*  
Acting Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 96-124...  
to Amend By-Law No. 6593

Planning and Development Department

### Legend

Change in zoning from:



"D" (Urban Protected Residential  
- One and Two Family Dwellings, etc.)  
District, to "HH" (Restricted Community  
Shopping & Commercial) District, Modified.

North



Scale  
Not to Scale

Date  
June 1996

Reference File No.  
ZAC-95-18

Drawn By  
R.L.



The Corporation of the City of Hamilton

BY-LAW NO. 96- 125

To Amend:

Zoning By-law No. 6593

Respecting:

**WESTDALE NORTH NEIGHBOURHOOD**

**WHEREAS** it is intended to establish special requirements under Section 19B of By-law No. 6593 passed on the 25th day of July 1950, and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The District provisions as contained in Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) (i) no building or structure shall have a gross floor area greater than the area within the district of the lot on which it is situated, multiplied by the floor area ratio factor of 0.45;
  - (ii) notwithstanding Section 2.(2)J.(viii) of Zoning By-law No. 6593, "Gross Floor Area" is the aggregate of the areas of the building or structure, including the basement or cellar, but shall not include:
    - a) an attached garage;
    - b) a detached garage; and,
    - c) the floor occupied by heating, air conditioning and laundry equipment;
  - (iii) for the purpose of determining gross floor area for any portion of the dwelling where the ceiling height exceeds 4.6 metres, that portion of the dwelling shall be multiplied by 1.9;
  - (iv) in addition to the requirements of Section 18A, where a dwelling is constructed with an attached garage, then the finished level of the garage floor shall be a minimum of 0.3 metres above grade;
  - (v) notwithstanding Section 9.(2) of Zoning By-law No. 6593, no building or structure shall exceed 2 storeys and 9.0 metres in height; and,
  - (vi) Section 18(2)(i) of Zoning By-law No. 6593 shall not apply to the Westdale North Neighbourhood;
- (b) in addition to the requirements of Section 11 of Zoning By-law No. 6593, a single family dwelling is permitted subject to the provisions of Section 1.(a) of this by-law;



- (c) in addition to the requirements of Section 14. of Zoning By-law No. 6593, a single family dwelling is permitted subject to the provisions of Section 1.(a) of this by-law;

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C", "E" and "H" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1364.

4. Sheets No. W-21, W-22, W-31 and W-32 of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1364.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 9th day of July A.D. 1996

*S. J. Wallon*

Acting CITY CLERK

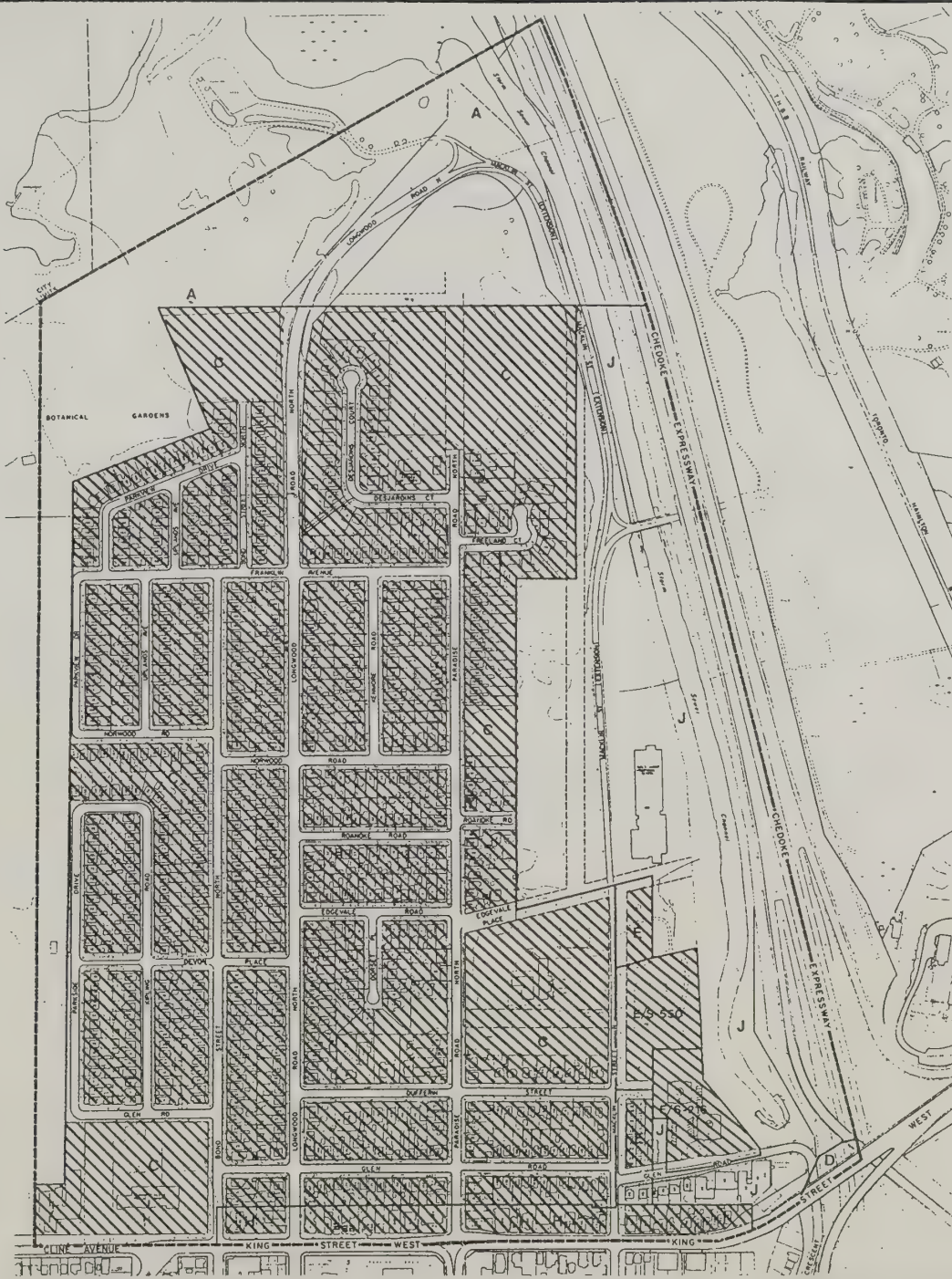


*[Signature]*

Acting MAYOR







This is Schedule "A" to By-Law No. 96-125  
 Passed the 9th day of July, 1996.

*S. J. McLeod*  
 Acting Clerk

*[Signature]*  
 Acting Mayor

## City of Hamilton

### Schedule A

Map Forming Part of  
 By-Law No. 96-125.  
 to Amend By-Law No. 6593

Planning and Development Department

## Legend



Lands to be regulated by  
 By-Law No. 96-125

North



Scale  
 Not to Scale

Date  
 June 1996

Reference File No.  
 CI-96-E

Drawn By  
 R.L.



The Corporation of the City of Hamilton

BY-LAW NO. 96 - 126

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED EAST OF UPPER SHERMAN AVENUE, WEST OF ELEANOR AVENUE AND ABUTTING DULGAREN STREET KNOWN MUNICIPALLY AS 1471 UPPER SHERMAN AVENUE AND 90 ELEANOR AVENUE**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-38C and E-38D of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 1;
- (b) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 2;
- (c) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the lands comprised in Blocks 3 and 4;

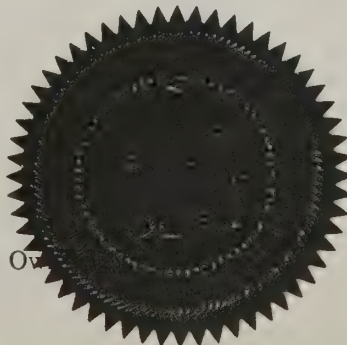
the extent and boundaries of each of which Blocks 1, 2, 3, and 4 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 9th day of July A.D. 1996

*S. J. Wollmer*

Acting CITY CLERK



*[Signature]*

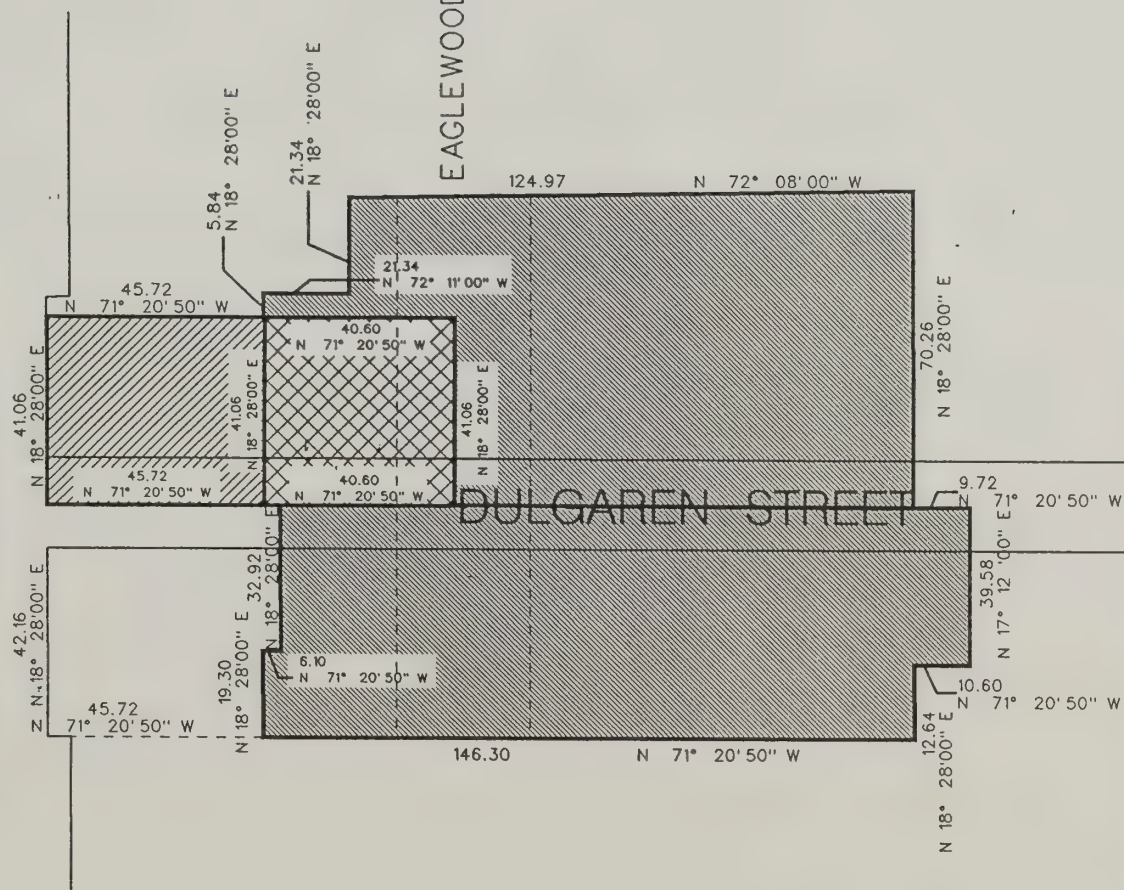
Acting MAYOR





UPPER SHERMAN AVENUE

EAGLEWOOD DRIVE



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-126  
Passed the 9th day of July, 1996.

*S. J. Hollonell*  
Acting Clerk

*Bob Hunter*  
Acting Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of  
By-Law No. 96-126  
to Amend By-Law No. 6593

Planning and Development Department

## Legend

Change in zoning from:



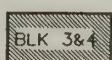
BLK 1

"C" (Urban Protected Residential, etc.) District,  
Modified, to "R-4" (Small Lot Single - Family  
Dwellings) District.



BLK 2

"AA" (Agricultural) District, to "R-4"  
(Small Lot Single - Family Dwellings) District.



BLK 3&4

"AA" (Agricultural) District, to  
"C" (Urban Protected Residential, etc.) District.

North



Scale  
NOT TO SCALE

Date  
JULY 1996

Reference File No.  
ZAC-95-13

Drawn By  
W. B.





The Corporation of the City of Hamilton

BY-LAW NO. 96 - 127

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED WEST OF UPPER WELLINGTON STREET AND SOUTH OF  
RYMAL ROAD EAST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-9D and E-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,
  - (a) by changing from "DE-3" (Multiple Dwellings) District, modified, to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 1;
  - (b) by changing from "DE-3" (Multiple Dwellings) District, modified, to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 2;
  - (c) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 3;

the extent and boundaries of each of which Blocks 1, 2, and 3 are shown on a plan hereto annexed as Schedule "A".

2. The "R-4" (Small Lot Single Family Dwelling) District provisions, as contained in Section 9A. of Zoning By-law No. 6593, applicable to the lands referred to in section 1.(a) are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9A.(2)(b)1.(i) of Zoning By-law No. 6593, a front yard having a depth of not less than 7.0 metres shall be provided and maintained.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1358.

4. Sheets No. E-9D and E-9E of the District Maps are amended by marking the lands referred to in section 1.(a) of this by-law, S-1358.



5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 9th day of July A.D. 1996

*S. J. Hollonell*

Acting CITY CLERK

*Bob Phantus*

Acting MAYOR

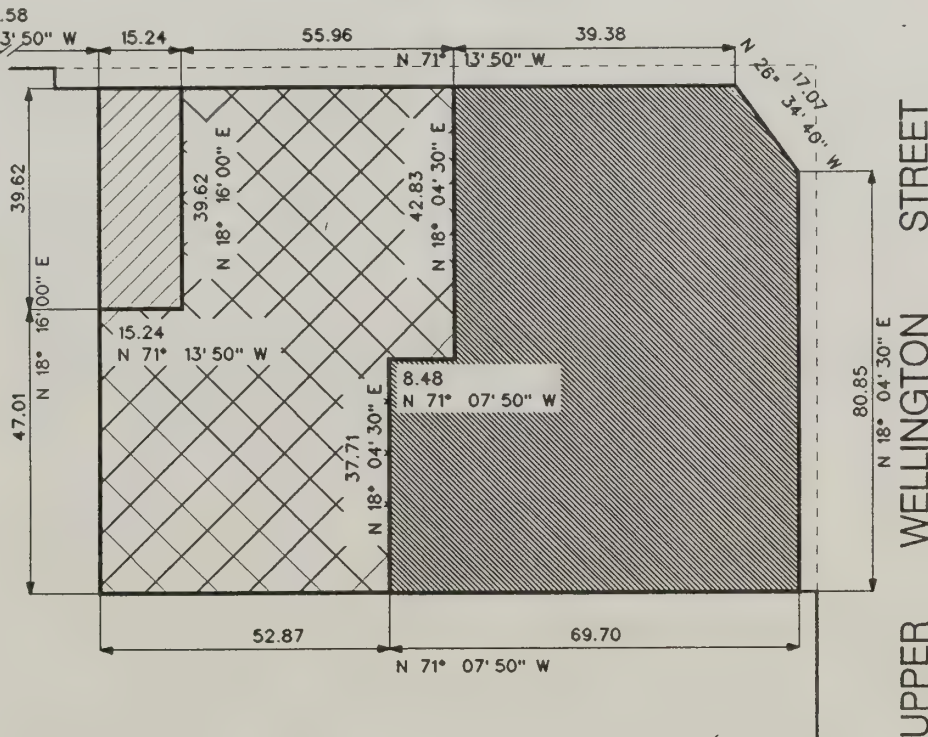
(1996) 8 R.P.D.C. 2B(a), May 14  
200 Rymal Road Inc.(A. Di Silvestro), Owner  
ZAC-96-01





NORTHEAST CORNER OF  
LOT 7, CONCESSION 1

RYMAL ROAD EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 96-127  
Passed the 9th day of July, 1996.

*[Signature]*  
Acting Clerk

*[Signature]*  
Acting Mayor

City of Hamilton

Schedule "A"

Map Forming Part of  
By-Law No. 96-127

to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:



BLK 1



BLK 2



BLK 3

"DE-3" (Multiple Dwellings) District, Modified, to  
"R-4" (Small Lot Single - Family Dwellings)  
District, Modified.

"DE-3" (Multiple Dwellings) District, Modified, to  
"R-4" (Small Lot Single - Family Dwellings)  
District.

"C" (Urban Protected Residential, etc.) District, to  
"R-4" (Small Lot Single - Family Dwellings)  
District.

North



Scale  
NOT TO SCALE

Date  
JULY 1996

Reference File No.

ZAC-96-01

Drawn By

W. B.





The Corporation of the City of Hamilton

By-law No. 96-128

To Amend:

Tariff of Fees By-law No. 87-55

**TO PRESCRIBE A FEE FOR A CONSENT APPLICATION  
TO THE COMMITTEE OF ADJUSTMENT**

**WHEREAS** By-law No. 87-55 was enacted on February 24, 1987 to create a tariff of fees for planning matters, including the Committee of Adjustment;

**AND WHEREAS** Council, on June 25, 1996, delegated the jurisdiction to hear applications for a land severance consent under the Planning Act to the Committee of Adjustment;

**AND WHEREAS** Council, on June 25, 1996, in adopting Section 7 of the 10th Report of the Planning and Development Committee adopted a fee of \$800.00 for a consent application to the Committee of Adjustment;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

Paragraph 6 of Table 1 of Section 1 of By-law No. 87-55 is amended by the following:

"Application for a Land Severance Consent . . . . . \$800.00"

**PASSED** this            9<sup>th</sup>            day of            July            1996.

*S. Hollonell*

Acting CITY CLERK



*B. Hartman*

Acting MAYOR



The Corporation of the City of Hamilton

By-law No. 96- 130

To Amend By-law No. 84-252

Respecting:

**CONVEYANCE OF LAND FOR PARK PURPOSES**

**WHEREAS** Section 42 of the Planning Act R.S.O. 1990, Chapter P.13 authorizes a Council of a municipality to enact a by-law to require the conveyance of land for park purposes as a condition of development or redevelopment of lands for residential purposes;

**AND WHEREAS** Council, on November 27, 1984 enacted By-law No. 84-252 which requires a conveyance of five percent of the land being developed or the value of the land otherwise required to be conveyed to the City;

**AND WHEREAS** Council, on July 9, 1996, in adopting Section 11 of the 12th Report of the Finance and Administration Committee, authorized a moratorium on the requirement for the five percent land conveyance for single family dwellings where the Building Permit had been applied for between July 10, 1996 to July 11, 1997, and where the Building Permit has been issued by August 1, 1997;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 84-252 is further amended by the addition of the following Section:

4.A. (1) Despite Sections 2 and 3 of By-law No. 84-252, no conveyance of five percent of the land being developed, or payment of the value of that land to the City, shall be required if:

- (i) the proposed building on the land being developed is only a single family dwelling, and
- (ii) the Building Permit for the building is applied for between July 10, 1996 and July 11, 1997, and
- (iii) the Building Permit is actually issued by the Building Department before the close of business for the City, on August 1, 1997.

(2) For the purposes of this By-law, a single family dwelling means a building containing only one



fully detached Class "A" dwelling unit as defined  
by the City of Hamilton Zoning By-law No. 6593.

- (3) This By-law shall expire on August 2, 1997.

PASSED this 9<sup>th</sup> day of July 1996.

*M. Hollonch*

Acting CITY CLERK



*P. B. Hamilton*

Acting MAYOR

(1996) 12 R.F.A.C. 11, July 9





BY-LAW NO. 96 - 131

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9TH DAY OF JULY A.D., 1996.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

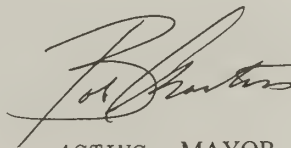
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

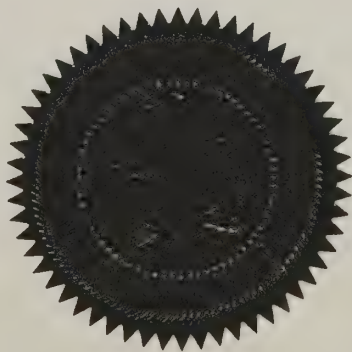
PASSED this 9th day of July A.D. 1996



ACTING CITY CLERK



ACTING MAYOR





The Corporation of the City of Hamilton

BY-LAW NO. 96- 136

To Amend:

Zoning By-law No. 6593

Respecting:

**RESIDENTIAL DEVELOPMENT REQUIREMENTS  
IN THE "I" (CENTRAL BUSINESS DISTRICT, ETC.) DISTRICT**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 4 of the 10th Report of the Planning and Development Committee at its meeting held on the 25th day of June 1996, recommended that By-law No. 6593 be amended to provide for a general text amendment with respect to residential development requirements in the "I" (Central Business District, etc.) District, as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 15.(4)(iii) of Zoning By-law No. 6593 is amended by deleting the words "or of at least 65.0 square metres (699.68 square feet) per dwelling unit, whichever is the greater, and" in the third, fourth and fifth lines thereof.

2. Section 15.(5) of Zoning By-law No. 6593 is hereby renumbered as Section 15.(5a).

3. Section 15 of Zoning By-law No. 6593 is amended by adding thereto subsection (5b), as follows:

"15.(5b) Notwithstanding subsection (5a), for multiple dwelling(s) the maximum gross floor area shall not be more than 2.85 times the area of the lot upon which it is situate."

4. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 27th day of August A.D. 1996

*S. J. Hollonell*

Acting CITY CLERK



*Henry Moshing*  
Acting MAYOR



The Corporation of the City of Hamilton

By-law No. 96- 137

To Amend By-law No. 80-245

Respecting:

**LAND DRAINAGE**

**WHEREAS** By-law No. 80-245 was enacted by the Council of The Corporation of the City of Hamilton on September 9, 1980, respecting land drainage;

**AND WHEREAS** Section 6 of By-law No. 80-245 was amended by By-laws No. 88-09, No. 88-207 and No. 93-123;

**AND WHEREAS** Council, on July 9, 1996, in adopting Section 3 of the 12th Report of the Planning and Development Committee authorized a further amendment to By-law No. 80-245;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

By-law No. 80-245, as amended, is amended by the addition of the following section:

- "6.A. (1) Despite Section 6, roof leaders may be discharged onto the ground surface where:
- (i) a site design, including a Storm Water Management Study, acceptable to the City Engineer is prepared by a Professional Engineer; and
  - (ii) the site design is approved by the City after June 25, 1996.
- (2) Where the City approves of a Storm Water Management Study for a development which indicates roof leaders may be discharged onto the ground surface, the recommendations in the study must be implemented by the owner of the land.
- (3) Where the roof leaders are not required to be connected to the storm sewer, the roof leaders shall discharge onto splash pads and then onto grassed or landscaped areas at least 0.6 metres from the building face.
- (4) The roof leaders shall not discharge directly onto a sidewalk or a driveway.
- (5) Where the roof leaders of a lot are not connected to the storm sewer, the lot shall be sodded prior to the issuance of a lot grading certificate.
- (6) Subject to the Land Titles Act and the Registry Act, the lot grading plan shall be registered on title to the land being developed.





- (7) Where the Subdivision Agreement includes a Lot Grading Plan, the Subdivision Agreement shall not be discharged by the City.
- (8) The City Engineer shall include the Ward Aldermen in the review process for the implementation of the storm water management plan.
- (9) This section only applies to the developments containing four or more lots.

**PASSED** this        27th        day of        August        1996.

*S. J. Hollonch*

Acting    CITY CLERK



*Henry W. Meising*

Acting    MAYOR

(1996) 12 R.P.D.C. 3, July 9



The Corporation of the City of Hamilton

BY-LAW NO. 96- 138

To Consolidate

By-law No. 92-094, and amendments thereto

Respecting

**THE APPOINTMENT OF INSPECTORS**

**WHEREAS** Ontario Regulation 413/90 was made on 1990 July 27 and filed on 1990 July 30 in accordance with section 19 of the Building Code Act, established the building code for Ontario;

**AND WHEREAS** subsection 1 of section 3 of Building Code Act provides that the council of each municipality is responsible for the enforcement of the Act in the municipality;

**AND WHEREAS** subsection 2 of section 3 of Building Code Act provides that each municipality shall appoint a chief building official and such inspectors as are necessary for the purpose of the enforcement of the Act:

**AND WHEREAS** By-Law No. 78-211, passed on the 1978 July 25 and By-Law 81-224 passed on 1981 July 28, and By-Law 87-312, passed on 1987 November 10 and By-law 91-047 passed on 1991 March 12, and By-Law 92-094 passed on 1992 March 31, consolidated previous by-laws into one by-law in view of the changes in inspection staff and appointments:

**AND WHEREAS** it is desirable to further consolidate into one by-law all changes in inspection staff and appointments since By-Laws 78-211, 81-224, 87-312, 91-047 and 92-094 were enacted.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) The following person is appointed chief building official:  
Leonard C. King, P. Eng.
- (b) The title of the chief building official shall be as follows:  
Building Commissioner.
2. (a) The following person is appointed an Inspector:  
Peter C. Lampman, P. Eng.
- (b) The title of the Inspector appointed under clause (a) shall be as follows:  
Deputy Building Commissioner and  
Director of Technical Services.
3. The person appointed Inspector under clause (a) of Section 2 is hereby appointed chief building official during the absence for any reason of the person appointed chief building official under section 1.



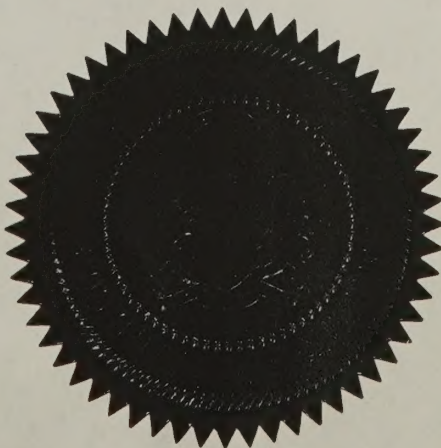


4. (a) The following person is appointed an Inspector:
- Wah-Keun Wong, P. Eng.
- (b) The title of the Inspector appointed under clause (a) shall be as follows:
- Manager of Customer Services
5. (a) The following persons are each appointed an Inspector:
- Larry W. Harvey
- Donald J. Inglis
- John A. Spolnik
- (b) The title of each of the Inspectors appointed under clause (a) shall be as follows:
- Supervisor of Field Services.
6. The following persons are each appointed an Inspector:
- |                      |                  |
|----------------------|------------------|
| Brian Baxter         | Joyanne Beckett  |
| Sylvia Bishop        | Sara Bradley     |
| George Caetano       | Alison Churchill |
| Doug Clark           | Gary Daly        |
| Jack Dorr            | Ron Doucet       |
| Nancy Rajher-Drapeau | William Dupont   |
| Ken Edgar            | Debbie Eydt      |
| Frank Genovese       | Peter Gobbo      |
| Natalie Gould        | Christine Hey    |
| John Ivezic          | Jan Janosik      |
| Zoran Kristo         | Steve Kuczerepa  |
| Rick Kuipers         | John Lane        |
| Wing Lee             | Marianne Lyon    |
| Morris Marsalla      | Erin McClintock  |
| Glen McCrory         | Monica Melnick   |
| Bryan Moon           | Michelle Oproiu  |
| Susan Parker         | Gene Penko       |
| Frank Peter          | Tom Redmond      |
| George Robis         | Michael Shepherd |
| Gail Stevenson       | Douglas Tam      |
| Steve Teal           | John Thomas      |
| Sandra Tucker        | Michael Verboom  |
| George Wong          |                  |
7. By-Law No. 92-094 is hereby repealed.

PASSED this 27th day of August, 1996.

*A. J. Hollenbeck*

Acting CITY CLERK



*Henry Marking*

Acting MAYOR







ACCOPRESS® 

|       |            |        |
|-------|------------|--------|
| 30071 | BLACK/NOIR | BG3007 |
| 30072 | BLUE/BLEU  | BU3007 |
| 30074 | GREY/GRIS  | BD3007 |
| 30075 | GREEN/VERT | BF3007 |
| 30078 | RED/ROUGE  | BF3007 |

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